

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES
OF THE
STATE OF LOUISIANA

FIFTY-FIFTH DAY'S PROCEEDINGS

Twenty-fifth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, June 16, 1999

The House of Representatives was called to order at 9:30 A.M., by the Honorable Hunt Downer, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammitt | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |

Frith
Fruge
Gautreaux
Glover
Green
Total—102

Morrish
Murray
Nevers
Odinet
Perkins

Willard
Windhorst
Winston
Wooton
Wright

ABSENT

Strain
Total—1

The Speaker announced that there were 102 members present and a quorum.

Prayer

Prayer was offered by Reverend William Sewell.

Pledge of Allegiance

Rep. Montgomery led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Travis, the reading of the Journal was dispensed with.

On motion of Rep. Travis, the Journal of June 15, 1999, was adopted.

Suspension of the Rules

On motion of Rep. Salter, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

**Petitions, Memorials and
Communications**

The following petitions, memorials, and communications were received and read:

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1868: Senators Bean, Cravins, and Tarver.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 15, 1999

To the Honorable Speaker and Members of the House of

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Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1547: Senators Hainkel, Ewing, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 640: Senators Ewing, Hainkel, and Campbell.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 2: Senators Barham, Hainkel, and Ewing.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1: Senators Ewing, Hainkel, and Dardenne.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 15, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 894
Returned with amendments.

House Bill No. 1293
Returned without amendments.

House Bill No. 1424
Returned with amendmets.

House Bill No. 1634
Returned with amendments.

House Bill No. 1725
Returned with amendments.

House Bill No. 1734
Returned without amendments.

House Bill No. 1752
Returned with amendments.

House Bill No. 1762
Returned without amendments.

House Bill No. 1793
Returned with amendments.

House Bill No. 1801
Returned without amendments.

House Bill No. 1851
Returned without amendments.

House Bill No. 1867
Returned with amendments.

House Bill No. 1874
Returned with amendments.

House Bill No. 1877
Returned without amendments.

House Bill No. 1883
Returned without amendments.

House Bill No. 1899
Returned with amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 16, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 164

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Winston, the rules were suspended in order to take up Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 164—
BY SENATORS THOMAS, SCHEDLER AND REPRESENTATIVE WINSTON

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Albert "Smitty" Smith, husband, father, brother, veteran, civic/community leader, public service leader, friend, and Christian.

Read by title.

On motion of Rep. Winston, and under a suspension of the rules, the resolution was concurred in.

Introduction of Resolutions, House and House Concurrent

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 96—

BY REPRESENTATIVES DOWNER, ALARIO, ALEXANDER, ANSARDI, BARTON, BAUDOUIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DOERGE, DONELON, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT

A RESOLUTION

To urge and request the Board of Supervisors of Louisiana State

University and Agricultural and Mechanical College, the new chancellor of Louisiana State University in Baton Rouge, Dr. Mark Emmert, and other officials of Louisiana State University to take appropriate action necessary to preserve the old Alumni House on the LSU campus in Baton Rouge and to reject proposals to destroy this historic building or incorporate it in a new bookstore/parking garage structure.

Read by title.

On motion of Rep. McDonald, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 329—

BY REPRESENTATIVE DOWNER

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the new chancellor of Louisiana State University in Baton Rouge, Dr. Mark Emmert, and other officials of Louisiana State University to take appropriate action necessary to preserve the old Alumni House on the LSU campus in Baton Rouge and to reject proposals to destroy this historic building or incorporate it in a new bookstore/parking garage structure.

Read by title.

On motion of Rep. McDonald, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

House and House Concurrent Resolutions

The following House and House Concurrent Resolutions lying over were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 94—

BY REPRESENTATIVE HOLDEN

A RESOLUTION

To urge and request the Department of Social Services to take necessary measures to promote the Individual Development Account Program to recipients of the Temporary Assistance for Needy Families (TANF), and to study the feasibility of providing tax incentives to contributors to individual development accounts, and to study the feasibility of the state providing a match for the funds accumulated in each individual development account.

Read by title.

On motion of Rep. Welch, and under a suspension of the rules, the resolution was ordered passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 317—

BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To urge and request the State Board of Barber Examiners to review certain matters, including the way in which its members are appointed, with particular regard to achieving racial equity, and to report the findings of such review and the final resolutions reached to the Louisiana Legislature by noon on June 18, 1999.

Read by title.

On motion of Rep. Farve, and under a suspension of the rules, the resolution was ordered passed to its third reading.

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HOUSE CONCURRENT RESOLUTION NO. 320—

BY REPRESENTATIVE DURAND

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to provide Medicaid reimbursement for hospice care through the use of proceeds from the multistate tobacco settlement.

Read by title.

On motion of Rep. Durand, and under a suspension of the rules, the resolution was ordered passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 323—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To approve the proposed casino support services contract between the Louisiana Gaming Control Board and the city of New Orleans.

Read by title.

On motion of Rep. Hunter, and under a suspension of the rules, the resolution was ordered passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 324—

BY REPRESENTATIVE FARVE

A CONCURRENT RESOLUTION

To urge and request the Louisiana Notary Association to develop a program relative to providing pro bono notarial services to the indigent and to the elderly, to encourage its members to participate in the program, and to report the results of the program prior to the beginning of the 2000 Regular Session of the Legislature.

Read by title.

On motion of Rep. Farve, and under a suspension of the rules, the resolution was ordered passed to its third reading.

HOUSE CONCURRENT RESOLUTION NO. 328—

BY REPRESENTATIVE LEBLANC

A CONCURRENT RESOLUTION

To urge and request the Joint Legislative Committee on the Budget to review and evaluate the Five-Year Full Funding Plan for Louisiana higher and postsecondary education submitted by the Board of Regents and to report its findings and recommendations relative to the plan and implementation of full funding of the higher education funding formula to the Legislature prior to the 2000 Regular Session of the Legislature.

Read by title.

On motion of Rep. LeBlanc, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions lying over were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 160—

BY SENATOR HINES

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Board of Medical Examiners to study whether the use of chelation therapy for the treatment or prevention of cardiovascular and other diseases and medical conditions for which it is not indicated by express approval of the United States Food and Drug Administration presents a

danger to the public health, safety, and welfare.

Read by title.

On motion of Rep. Fontenot, and under a suspension of the rules, the resolution was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 161—

BY SENATORS COX AND CAIN AND REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To commend Starks Business and Civic Association, the Starks Volunteer Fire Department, the Starks Historical Society, the Starks Lions Club, the Starks VFW Post Number 4759, Willard and Evelyn White, James Ray Franks, James and Lillian Karr, Earl Stark, Sandy Treme, and Wayne Stanley for their efforts in developing and establishing the Mayhaw Festival.

Read by title.

On motion of Rep. Hill, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 162—

BY SENATORS HAINKEL AND EWING AND REPRESENTATIVES DOWNER AND BRUNEAU

A CONCURRENT RESOLUTION

To create and provide for a special commission to study the selection of judges for Louisiana courts and to report study findings and recommendations, including proposed legislation, to the legislature and the governor, and otherwise to provide for such study.

Read by title.

On motion of Rep. McDonald, and under a suspension of the rules, the resolution was ordered passed to its third reading.

SENATE CONCURRENT RESOLUTION NO. 163—

BY SENATOR HOLLIS

A CONCURRENT RESOLUTION

To create and provide with respect to a joint legislative committee to study and make recommendations with respect to a "do not call" list for Louisiana telephone subscribers who do not wish to receive telephone solicitation calls.

Read by title.

On motion of Rep. Lancaster, and under a suspension of the rules, the resolution was ordered passed to its third reading.

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 1036 (Duplicate of House Bill No. 1316)—

BY SENATOR JOHNSON AND REPRESENTATIVE WILLARD

AN ACT

To enact R.S. 33:2740.46, relative to the creation of Lake Carmel Subdivision Improvement District; to provide for the rights, powers, and management, and for the objects and purposes of such district, including tax authority; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Willard moved that Senate Bill No. 1036 be amended to conform with House Bill No. 1316 and sent up the following floor amendments:

HOUSE FLOOR AMENDMENTS

Conforming Amendments proposed by Representative Willard to Reengrossed Senate Bill No. 1036 by Senator Johnson (Duplicate of House Bill No. 1316)

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete the remainder of the line and delete lines 3 through 5 in their entirety and insert in lieu thereof the following:

"Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9061, relative to neighborhood improvement districts; to create the Lake Carmel Subdivision Improvement District as a special taxing district in the parish of Orleans; to provide relative to a board of commissioners created to govern the district; to provide for the powers, duties, and functions of such board; to authorize the board, subject to voter approval, to provide for the levying of a parcel fee; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." delete "R.S. 33:2740.46" and insert "Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, comprised of R.S. 33:9061,"

AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert the following:

"CHAPTER 29. NEIGHBORHOOD IMPROVEMENT DISTRICTS"

AMENDMENT NO. 4

On page 1, at the beginning of line 9, change "§2740.46." to "§9061."

AMENDMENT NO. 5

On page 1, line 13, after "District" insert "a"

AMENDMENT NO. 6

On page 1, line 15, after "property" insert "zoned and used as single family, residential property"

AMENDMENT NO. 7

On page 1, line 16, after "by the" delete the remainder of the line and on page 2, delete lines 1 through 13 in their entirety and insert in lieu thereof the following:

"Jahncke Canal, the I-10 Service Road, the Gannon Canal, and generally North Lake Carmel Drive, but also including all property abutting the north side of North Lake Carmel Drive plus all property abutting West Renaissance Court between North Lake Carmel Drive and Morrison Road, which area comprises all of the Lake Carmel Subdivision."

AMENDMENT NO. 8

On page 2, at the end of line 15, delete "maintenance" and at the beginning of line 16, delete "of property values."

AMENDMENT NO. 9

On page 2, line 18, after "C." delete "Governance." and insert "(1)"

AMENDMENT NO. 10

On page 2, line 22, delete "affairs of the"

AMENDMENT NO. 11

On page 2, line 23, change "nine (9) member" to "nine-member"

AMENDMENT NO. 12

On page 2, at the end of line 23, delete "appointed as" and on line 24, delete "follows:" and insert "as provided by this Subsection."

AMENDMENT NO. 13

On page 2, at the beginning of line 25, change "(1)" to "(a)"

AMENDMENT NO. 14

On page 2, line 26, change "ex-officio" to "ex officio"

AMENDMENT NO. 15

On page 2, line 27, change "(2)" to "(b)" and delete "Lake Carmel Homeowners Association's"

AMENDMENT NO. 16

On page 3, line 1, after "directors" insert "of the Lake Carmel Homeowners Association"

AMENDMENT NO. 17

On page 3, line 2, change "(3)" to "(c)"

AMENDMENT NO. 18

On page 3, line 3, change "(4)" to "(d)"

AMENDMENT NO. 19

On page 3, line 4, delete "area which comprises the"

AMENDMENT NO. 20

On page 3, line 6, change "(5)" to "(e)"

AMENDMENT NO. 21

On page 3, line 7, delete "area which comprises the"

AMENDMENT NO. 22

On page 3, between lines 11 and 12, insert the following:

"(2) Each member of the board shall own property within the district.

"(3) The term of each member shall be concurrent with that of the respective appointing authority."

AMENDMENT NO. 23

On page 3, at the beginning of line 21, change "42.4.1" to "42:4.1"

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AMENDMENT NO. 24

On page 3, line 21, after "meetings" insert "and may hold special meetings"

AMENDMENT NO. 25

On page 3, line 22, after "bylaws" delete the remainder of the line and delete line 23 in its entirety and insert a period "."

AMENDMENT NO. 26

On page 3, line 27, change "members" to "residents"

AMENDMENT NO. 27

On page 4, delete lines 2 and 3 in their entirety

AMENDMENT NO. 28

On page 4, at the end of line 7, after "district" change the comma "," to a period "." and delete "and" and at the beginning of line 8, change "it" to "The board"

AMENDMENT NO. 29

On page 4, line 16, delete "taxes or fees" and insert "rate of the parcel fee" and at the end of the line after "levied" insert "in"

AMENDMENT NO. 30

On page 4, line 17, delete "on the taxable real property within the district"

AMENDMENT NO. 31

On page 4, line 21, after "F." delete the remainder of the line and delete lines 22 through 27 in their entirety and on page 5, delete lines 1 through 7 in their entirety and insert in lieu thereof the following:

"The governing authority of New Orleans may levy and collect a parcel fee upon all taxable real property within the district in accordance with the provisions of this Subsection.

(1) Such fee shall be levied only when authorized by a majority of the persons who own property in the Lake Carmel Subdivision Improvement District."

AMENDMENT NO. 32

On page 5, line 8, after "(2)" delete "The fee or tax shall be imposed" and insert "Such fee shall be levied"

AMENDMENT NO. 33

On page 5, line 9, change "imposition" to "levy" and after "by a" delete "simple"

AMENDMENT NO. 34

On page 5, line 10, after "who" delete the remainder of the line and on line 6, delete "Lake Carmel Subdivision, voting" and insert "vote"

AMENDMENT NO. 35

On page 5, line 13, after "required" delete the remainder of the line and insert a period "."

AMENDMENT NO. 36

On page 5, between lines 13 and 14, insert the following:

"(3) Such fee shall be levied for a term not to exceed five years but may be renewed in elections subsequent to the initial levy.

(4) Such fee shall be levied and collected in the same manner and at the same time as all other taxes on property levied and collected by the city.

(5) Such fee shall not exceed two hundred fifty dollars per parcel per year.

(6) Any unpaid fee will be added to the tax rolls of the city and shall be enforced with the same authority and subject to the same penalties and procedures as are unpaid ad valorem taxes."

AMENDMENT NO. 37

On page 5, line 15, after "district" delete the period "." and insert "and in accordance with the plan developed pursuant to Subsection E of this Section."

AMENDMENT NO. 38

On page 5, at the end of line 16, change "day-by-day" to "day by day"

AMENDMENT NO. 39

On page 5, line 19, after "district" insert a comma "," and delete "all amounts" and at the beginning line 20, delete "collected"

AMENDMENT NO. 40

On page 5, line 20, after "collection" delete the period "." and "However" and insert a comma "," and insert "all amounts collected, except"

AMENDMENT NO. 41

On page 5, line 22, after "The" delete the remainder of the line and on line 23, delete "enter into contracts" and insert "governing authority of the district may contract"

AMENDMENT NO. 42

On page 5, line 26, after "security" delete "patrols in the district." and insert a period "." and "It is the purpose and intent of this Section that any additional security patrols, public or private, provided by the district shall be supplemental to and not in lieu of personnel and services provided in the district by the New Orleans police department."

AMENDMENT NO. 43

On page 5, line 26, before "The district" insert "I."

AMENDMENT NO. 44

On page 6, delete lines 4 through 8 in their entirety

AMENDMENT NO. 45

On page 6, at the end of line 10, after "39:1301" delete the comma ","

AMENDMENT NO. 46

On page 6, delete line 12 in its entirety and insert "of the governing authority of New Orleans."

AMENDMENT NO. 47

On page 6, delete lines 15 through 20 in their entirety and insert in lieu thereof the following:

"Section 2. The Louisiana State Law Institute shall redesignate and incorporate within Chapter 29 as enacted by this Act the following Sections: R.S. 33:130.421 through 130.426, 130.431 through 130.436, and 130.441 through 130.446 and R.S. 33:2740.34, 2740.36, 2740.38, 2740.39, 2740.40, and 2740.41."

On motion of Rep. Willard, the amendments were adopted.

Motion

On motion of Rep. Willard, the above bill, as amended, was referred to the Legislative Bureau.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 65—

BY REPRESENTATIVE WALSWORTH

A RESOLUTION

To establish a special committee to study and review the creation of a special district in the northeast corner of Louisiana to provide tax incentives for new businesses locating to the district in order to develop and manufacture products for the use of the elderly, which are studied and created by Grambling State University, Louisiana Tech University, and Northeast Louisiana University.

Read by title.

On motion of Rep. Kenney, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 226—

BY REPRESENTATIVES GLOVER AND BAYLOR

A CONCURRENT RESOLUTION

To urge and request the commissioner of insurance to make certain information relative to public fire protection classifications and their impact on rates or premiums for homeowner's insurance available to the public in the most cost-effective manner possible.

Read by title.

On motion of Rep. Wilkerson, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 234—

BY REPRESENTATIVE MURRAY

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of developing, adopting, and submitting to the legislature for its approval and funding a minimum foundation program formula that provides a base per pupil funding amount at least equal to one-half of the most recently reported average annual cost to the state and its political subdivisions to care for adults and juveniles incarcerated in correctional facilities.

Read by title.

On motion of Rep. Murray, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 241—

BY REPRESENTATIVE WALSWORTH

A CONCURRENT RESOLUTION

To request the Louisiana State Law Institute to study the adoption of amendments to Chapter 9 of the Uniform Commercial Code, and to redraft and add comments to House Bill 2130 of the 1999 Regular Session so that it may be reintroduced in a subsequent session, and to report its findings and recommendations no later than January 1, 2000.

Read by title.

On motion of Rep. McMains, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 243—

BY REPRESENTATIVE MCCALLUM

A CONCURRENT RESOLUTION

To create the Louisiana Public Mental Health Review Commission to study the feasibility of restructuring the public mental health system to reflect the challenges facing the system in the twenty-first century.

Read by title.

Rep. Durand sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed House Concurrent Resolution No. 243 by Representative McCallum

AMENDMENT NO. 1

On page 3, after line 28, insert the following:

"(25) The president of the Louisiana State Nurses Association or his designee.

(26) A licensed professional mental health counselor appointed by the president of the Louisiana Counselors Association.

(27) The executive director of the Capitol Area Human Services District or his designee."

On motion of Rep. Durand, the amendments were adopted.

On motion of Rep. Wilkerson, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 247—

BY REPRESENTATIVE HEBERT

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of reorganizing or restructuring small, rural school districts in Louisiana with a particular focus on school districts with a total of approximately five public schools, including one high school, and to consider in such study any financial, demographic, economic, academic, and transportation issues related to such reorganization or restructuring and to report its findings and recommendations, including any recommendations for reducing the enrollment of students at the high school in such a district, in writing to the

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House Committee on Education and the Senate Committee on Education prior to the beginning of the 2000 Regular Session.

Read by title.

On motion of Rep. Scalise, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 248—

BY REPRESENTATIVE PERKINS

A CONCURRENT RESOLUTION

To encourage each city and parish school board to adopt any necessary policies to permit teachers to maintain any or all records mandated by law, regulation, or requirement of the State Board of Elementary and Secondary Education, the state Department of Education, the school board, or any school administrative personnel or school system under the jurisdiction of the board, through the use of electronic data processing.

Read by title.

On motion of Rep. Perkins, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 249—

BY REPRESENTATIVE CURTIS

A CONCURRENT RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission, in consultation with the Board of Regents and the public postsecondary education management boards, to study issues related to permitting certain students to qualify for an Opportunity Award under the Tuition Opportunity Program for Students based on student performance as a college freshman, including but not limited to issues of equity in providing the benefits of this financial assistance program to Louisiana students from all walks of life who demonstrate the ability to be successful in postsecondary education and issues of financial cost and benefit to the state associated with expanding the program for such students, and to report study findings and recommendations in writing to the House Committee on Education, the House Committee on Appropriations, the Senate Committee on Education, and the Senate Committee on Finance by not later than February 1, 2000.

Read by title.

On motion of Rep. Curtis, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 254—

BY REPRESENTATIVE DANIEL

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of developing, adopting, and submitting to the legislature for its approval and funding a minimum foundation program formula based on the state providing funding for the costs of classroom teachers, instructional materials and supplies, transportation services, and food services and on city and parish school boards providing funding for all other costs of the program of education.

Read by title.

On motion of Rep. Daniel, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 259—

BY REPRESENTATIVES ALEXANDER AND SCHWEGMANN

A CONCURRENT RESOLUTION

To create the Louisiana Child Day Care Task Force to study the current law and regulations governing child day care facilities and workers in Louisiana, to study what laws and regulations govern child day care facilities and workers in other states, and to make any recommendations for changes in the laws, rules, and regulations governing child day care facilities and workers in Louisiana.

Read by title.

Rep. Alexander sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alexander to Engrossed House Concurrent Resolution No. 259 by Representative Alexander

AMENDMENT NO. 1

On page 2, delete lines 12 and 13

AMENDMENT NO. 2

On page 2, line 14, change "(4) A member" to "(3) Two members"

AMENDMENT NO. 3

On page 2, line 16, change "(5) A member" to "(4) Two members"

AMENDMENT NO. 4

On page 2, line 18, change "(6)" to "(5)"

AMENDMENT NO. 5

On page 2, line 19, after "selected by the" delete the remainder of the line and delete line 20, and insert "speaker of the House of Representatives and the president of the Senate."

AMENDMENT NO. 6

On page 2, line 21, change "(7)" to "(6)"

AMENDMENT NO. 7

On page 2, line 23, change "(8)" to "(7)"

AMENDMENT NO. 8

On page 2, line 24, after "appointed by the" delete the remainder of the line and insert "speaker of the House of Representatives and the president of the Senate."

AMENDMENT NO. 9

On page 2, line 25, change "(9)" to "(8)"

AMENDMENT NO. 10

On page 2, delete line 26, and insert "speaker of the House of Representatives and the president of the Senate."

AMENDMENT NO. 11

On page 2, line 27, change "(10)" to "(9)"

AMENDMENT NO. 12

On page 2, line 28, change "(11)" to "(10)"

AMENDMENT NO. 13

On page 3, line 1, change "(12)" to "(11)"

AMENDMENT NO. 14

On page 3, line 2, after "selected by the" delete the remainder of the line and delete line 3, and insert "speaker of the House of Representatives and president of the Senate."

AMENDMENT NO. 15

On page 3, delete lines 4 through 6

AMENDMENT NO. 16

On page 3, line 7, change "(14)" to "(12)"

AMENDMENT NO. 17

On page 3, line 8, after "chosen by the" delete the remainder of the line and insert "speaker of the House of Representatives and the president of the Senate."

AMENDMENT NO. 18

On page 3, line 9, change "(15)" to "(13)"

AMENDMENT NO. 19

On page 3, line 11, change "(16)" to "(14)"

AMENDMENT NO. 20

On page 3, line 13, change "(17)" to "(15)"

AMENDMENT NO. 21

On page 3, line 15, change "(18)" to "(16)"

AMENDMENT NO. 22

On page 3, delete lines 17 and 18 and insert the following:

"(17) The executive director of Agenda For Children or his designee.

(18) The president of the Louisiana Association for the Education of Young Children or his designee."

AMENDMENT NO. 24

On page 3, line 22, after "states," insert "including continuing education requirements for child day care workers in Louisiana and other states,"

AMENDMENT NO. 25

On page 4, delete lines 1 through 3 and insert the following:

"BE IT FURTHER RESOLVED that the task force shall be co-chaired by two of the task force appointees from the House of Representatives and the Senate, to be designated by the speaker and the president."

AMENDMENT NO. 26

On page 4, between lines 8 and 9, insert the following:

"BE IT FURTHER RESOLVED that all departments, boards, agencies, officers, and institutions of the state and all subdivisions thereof shall cooperate with the task force in providing information to assist the task force to carry out its mission."

On motion of Rep. Alexander, the amendments were adopted.

Rep. Durand sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Durand to Engrossed House Concurrent Resolution No. 259 by Representatives Alexander and Schwegmann

AMENDMENT NO. 1

On page 3, between lines 18 and 19, insert the following:

"(20) A member of the Louisiana State Nurses Association appointed by the president of the Louisiana State Nurses Association.

(21) A member of the Louisiana School Counselors Association appointed by the president of the Louisiana Counselors Association."

On motion of Rep. Durand, the amendments were adopted.

Rep. Alexander moved the adoption of the resolution, as amended.

By a vote of 85 yeas and 1 nays, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 264—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To express the intent of the legislature that state funds necessary for the completion of a project to bring streetcars back to Canal Street in New Orleans be derived from a source other than the tolls imposed on the Greater New Orleans Mississippi River bridges and to commend the Regional Transit Authority for its efforts to return streetcar service to Canal Street in New Orleans.

Read by title.

Rep. Clarkson moved the adoption of the resolution.

By a vote of 84 yeas and 2 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 267—

BY REPRESENTATIVE CLARKSON

A CONCURRENT RESOLUTION

To the House Committee on Civil Law and Procedure and the Senate Committee on Judiciary to meet and to function as a joint committee to study the duty of parents to support, maintain, educate, protect, supervise, discipline, and counsel their children, in order to determine effective methods of parenting that prevent youth violence, and to report the findings of the joint committee to the legislature prior to the convening of the 2001 Regular Session.

Read by title.

Rep. Clarkson sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Clarkson to Original House Concurrent Resolution No. 267 by Representative Clarkson

AMENDMENT NO. 1

On page 1, line 3, after "Judiciary" and before "to" insert "A"

AMENDMENT NO. 2

On page 3, line 1, after "Judiciary" and before "to" insert "A"

On motion of Rep. Clarkson, the amendments were adopted.

On motion of Rep. Clarkson, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE RESOLUTION NO. 55—

BY REPRESENTATIVES FLAVIN, JOHNS, AND STELLY
A RESOLUTION

To urge and request the governor to renegotiate this state's obligation under the federal Social Security Act and particularly Section 218 thereof, with the objective of releasing from participation therein those municipalities whose police departments are covered by both the federal social security system and the Municipal Police Employees' Retirement System; further requests the governor to make it a high state priority to work with this state's congressional delegation to accomplish the same objective through federal legislation, if federal law, rule, or regulation preempts this state's governor from such renegotiation.

Read by title.

On motion of Rep. Flavin, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 133—

BY REPRESENTATIVE WILKERSON
A CONCURRENT RESOLUTION

To urge and request that the House Committee on Retirement and the Senate Committee on Retirement meet in north Louisiana during each legislative term.

Read by title.

On motion of Rep. Wilkerson, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Wiggins, the rules were suspended in order to take up Senate Bills and Joint Resolutions on Third Reading and Final Passage at this time.

**Senate Bills and Joint Resolutions on
Third Reading and Final Passage**

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Local and Consent Calendar

SENATE BILL NO. 559—

BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 32:663, 664, 667, and 668, relative to motor vehicles; to provide for operation of motor vehicles while intoxicated; to provide for approval of methods used to determine intoxication; to provide for license suspension and revocation procedures for violations; and to provide for related matters.

Read by title.

Motion

Rep. DeWitt objected to the bill being considered on the local and consent calendar.

The roll being called, the following members joined in the objection.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|----------|----------|------------------|
| Alario | Heaton | Romero |
| Ansardi | Hopkins | Salter |
| Chaisson | Kenney | Schneider |
| Crane | Landrieu | Shaw |
| Daniel | Long | Smith, J.D.—50th |
| DeWitt | Martiny | Smith, J.R.—30th |
| Dupre | McCallum | Stelly |
| Durand | Michot | Thompson |
| Flavin | Pinac | Toomy |
| Hammett | Riddle | Wright |
| Total—30 | | |

Having received an affirmative vote of at least twenty-one members, the objection was agreed to.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 1101—

BY SENATOR BAJOE

AN ACT

To enact R.S. 33:4094.1, relative to the city of New Orleans; to authorize the local governing body to collect a special ad valorem tax of four mills on the dollar for sewage drainage services; to provide for the collection of such taxes for twenty years to benefit the Sewage and Water Board; and to provide for related matters.

Read by title.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|---------|----------|
| Alario | Hammett | Powell |
| Alexander | Hebert | Pratt |
| Ansardi | Hill | Quezaire |
| Barton | Holden | Riddle |

| | | |
|-----------|-------------|------------------|
| Baudoin | Hopkins | Salter |
| Baylor | Hudson | Scalise |
| Bowler | Hunter | Schneider |
| Bruce | Iles | Schwegmann |
| Bruneau | Jenkins | Shaw |
| Carter | Johns | Smith, J.D.—50th |
| Chaisson | Kennard | Smith, J.R.—30th |
| Clarkson | Kenney | Sneed |
| Copelin | Lancaster | Stelly |
| Crane | Landrieu | Theriot |
| Curtis | LeBlanc | Thompson |
| Damico | Long | Thornhill |
| Daniel | Marionneaux | Toomy |
| Dewille | Martiny | Travis |
| DeWitt | McCain | Triche |
| Diez | McCallum | Waddell |
| Doerge | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Montgomery | Weston |
| Faucheux | Morrell | Wiggins |
| Flavin | Morrish | Wilkerson |
| Fontenot | Murray | Willard |
| Frith | Nevers | Windhorst |
| Fruge | Odinot | Winston |
| Gautreaux | Perkins | Wooton |
| Green | Pierre | Wright |
| Guillory | Pinac | |
| Total—95 | | |

NAYS

Total—0

ABSENT

| | | |
|-------------|----------|--------|
| Mr. Speaker | Heaton | Romero |
| Donelon | Jetson | Strain |
| Glover | Mitchell | |
| Total—8 | | |

The Chair declared the above bill was finally passed.

Rep. Murray moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Regular Calendar

SENATE BILL NO. 36— BY SENATOR HAINKEL

AN ACT

To amend and reenact R.S. 15:832.1(A), relative to the Department of Public Safety and Corrections; to provide with respect to work by inmates; to provide for the calculation of certain costs in connection with certain construction projects involving the work of inmates; and to provide for related matters.

Read by title.

Rep. DeWitt moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|--------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammitt | Pinac |
| Alexander | Heaton | Powell |

| | | |
|-----------|-------------|------------------|
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Dewille | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

| |
|---------|
| Strain |
| Total—1 |

The Chair declared the above bill was finally passed.

Rep. DeWitt moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 426— BY SENATOR MALONE

AN ACT

To amend and reenact R.S. 40:1472.1, 1472.2(1) and (12), 1472.3(A), (B), (D), (E), (G), and (H), 1472.5(C), (E), (F), and (G), 1472.7(A), 1472.8, 1472.9(A) and (D), 1472.10(A)(1), (4), (6), and (B), the introductory paragraph of 1472.11(A), 1472.14, 1472.16(B), and 1472.17, and to enact R.S. 40:1472.2(27) and (28), relative to the regulation of explosives; provides that the deputy secretary of the department of Public Safety and Corrections Division of Safety Services shall exercise the power and authority of the secretary of the department in regulating explosives; to provide for certain exemptions to reporting and licensing requirements; to provide for a fund for the administration of explosives regulation and licensing; to authorize the deputy secretary to grant written approval to licensees for alternative methods of handling, storage, use and sale of explosives; to dedicate monies received from fines and penalties; and to provide for related matters.

Read by title.

Rep. Windhorst sent up floor amendments which were read as

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follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Windhorst to Reengrossed Senate Bill No. 426 by Senator Malone

AMENDMENT NO. 1

On page 1, line 6, after "(28)" and before "relative" delete the comma "," and insert "and 1472.20"

AMENDMENT NO. 2

On page 1, line 7, after "secretary" and before "of the" insert "for public safety services"

AMENDMENT NO. 3

On page 1, line 8, after "Corrections" and before "shall" delete "Division of Safety Services"

AMENDMENT NO. 4

On page 1, line 15, after "penalties;" and before "and to" insert "to establish the Explosives Trust Fund as a special fund in the state treasury;"

AMENDMENT NO. 5

On page 2, line 5, after "(28)" and before "are" insert "and 1472.20"

AMENDMENT NO. 6

On page 2, line 10, after "secretary" and before "of the" insert "for public safety services"

AMENDMENT NO. 7

On page 2, line 20, after "secretary" and before "of the" insert "for public safety services"

AMENDMENT NO. 8

On page 3, line 1, "secretary" and before "of the" insert "for public safety services"

AMENDMENT NO. 9

On page 4, at the end of line 16, delete "Right to Know" and at the beginning of line 17, delete "Fund, as established in R.S. 30:2380," and insert "Explosives Trust Fund"

AMENDMENT NO. 10

On page 4, delete lines 19 and 20, and insert the following:

"in the administration of this Part, and shall be deposited in a special fund to be established in the office of the state treasurer pursuant to the provisions of R.S. 40:1472.20."

AMENDMENT NO. 11

On page 8, line 1, after "secretary" delete the remainder of the line and at the beginning of line 2 "Control Unit"

AMENDMENT NO. 12

On page 8, line 6, delete "of Public Safety Services, Explosives

Control Unit"

AMENDMENT NO. 13

On page 8, at the beginning of line 11, delete "Public Safety Services, Explosives Control Unit"

AMENDMENT NO. 14

On page 9, delete line 5, and insert the following:

"Explosives Trust Fund, as provided in R.S. 40:1472.20."

AMENDMENT NO. 15

On page 11, after line 10, insert the following:

"§1472.20. Explosives Trust Fund

A. The Explosives Trust Fund is hereby established as a special fund in the state treasury to support the efforts of the Department of Public Safety and Corrections, Office of State Police, Explosives Control Unit. After depositing the bond Surety and Redemption Fund, all funds collected pursuant to R.S. 40:1472.3(H) and 1472.9(D) shall be deposited in and credited to the Explosives Trust Fund.

B. The funds as specified in Subsection A of this Section shall be appropriated by the legislature and shall be used solely to support staffing, training, and the acquisition of equipment necessary for the handling of incidents involving the threat of or actual use of explosive or explosive devices which threaten the safety of the citizens of Louisiana. The amount of money deposited out of that collected pursuant to R.S. 40:1472.3(H) and 1472.9(D) shall not exceed one million dollars annually."

On motion of Rep. Windhorst, the amendments were adopted.

Rep. Durand moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |

| | | |
|-----------|------------|-----------|
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The Chair declared the above bill was finally passed.

Rep. Durand moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1003—
BY SENATOR JONES

AN ACT

To enact R.S. 32:398.6, relative to the uniform issuance of traffic citations under the Highway Regulatory Act; to require the collection of statistical evidence by traffic enforcement officers; to provide for annual reporting of findings; and to provide for related matters.

Read by title.

Motion

Rep. Scalise moved that the bill be returned to the calendar.

Rep. Pratt objected.

By a vote of 40 yeas and 54 nays, the House refused to return the bill to the calendar.

Motion

Rep. Scalise moved the previous question be ordered on the entire subject matter.

Rep. Murray objected.

By a vote of 48 yeas and 46 nays, the House agreed to order the previous question on the entire subject matter.

Rep. Murray moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|----------|------------|
| Alario | Green | Pierre |
| Alexander | Guillory | Pratt |
| Baylor | Hammett | Quezaire |
| Chaisson | Heaton | Riddle |
| Clarkson | Holden | Salter |
| Copelin | Hudson | Schwegmann |

| | | |
|-----------|------------|------------------|
| Curtis | Hunter | Smith, J.D.—50th |
| Damico | Kenney | Thornhill |
| Daniel | Landriau | Welch |
| Denville | Long | Weston |
| DeWitt | McCain | Wiggins |
| Doerge | McCallum | Wilkerson |
| Faucheux | Montgomery | Willard |
| Frith | Morrell | Windhorst |
| Gautreaux | Murray | |
| Glover | Odinot | |
| Total—46 | | |

NAYS

| | | |
|-----------|-----------|---------|
| Ansardi | LeBlanc | Shaw |
| Barton | Martiny | Sneed |
| Bowler | McMains | Stelly |
| Bruneau | Michot | Theriot |
| Crane | Morrish | Toomy |
| Donelon | Nevers | Travis |
| Flavin | Perkins | Triche |
| Fruge | Pinac | Waddell |
| Hill | Powell | Warner |
| Iles | Romero | Wooton |
| Kennard | Scalise | Wright |
| Lancaster | Schneider | |
| Total—35 | | |

ABSENT

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Fontenot | Mitchell |
| Baudoin | Hebert | Smith, J.R.—30th |
| Bruce | Hopkins | Strain |
| Carter | Jenkins | Thompson |
| Diez | Jetson | Walsworth |
| Dupre | Johns | Winston |
| Durand | Marionneaux | |
| Farve | McDonald | |
| Total—22 | | |

The Chair declared the above bill failed to pass.

Failed to pass.

Motion to reconsider pending.

SENATE BILL NO. 588—
BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 46:236.2(A)(1), relative to amendments of support orders; to permit non-custodial parents paying support benefits to apply for an order to make support payments to the Department of Social Services rather than the individual or custodial parent; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Wiggins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|---------|----------|
| Mr. Speaker | Hammett | Pinac |
| Alario | Heaton | Powell |
| Alexander | Hebert | Pratt |
| Ansardi | Hill | Quezaire |

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| | | |
|-----------|-------------|------------------|
| Barton | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruneau | Hunter | Scalise |
| Carter | Iles | Schneider |
| Chaisson | Jenkins | Schwegmann |
| Clarkson | Jetson | Shaw |
| Copelin | Johns | Smith, J.D.—50th |
| Crane | Kennard | Smith, J.R.—30th |
| Curtis | Kenney | Sneed |
| Damico | Lancaster | Stelly |
| Daniel | Landrieu | Theriot |
| Deville | LeBlanc | Thompson |
| DeWitt | Long | Thornhill |
| Diez | Marionneaux | Toomy |
| Doerge | Martiny | Travis |
| Donelon | McCain | Triche |
| Dupre | McCallum | Waddell |
| Durand | McDonald | Walsworth |
| Farve | McMains | Warner |
| Faucheux | Michot | Welch |
| Flavin | Montgomery | Weston |
| Fontenot | Morrell | Wiggins |
| Frith | Morrish | Wilkerson |
| Fruge | Murray | Willard |
| Gautreaux | Nevers | Windhorst |
| Glover | Odinot | Winston |
| Green | Perkins | Wooton |
| Guillory | Pierre | Wright |
| Total—99 | | |

NAYS

Total—0

ABSENT

| | |
|---------|----------|
| Baudoin | Mitchell |
| Bruce | Strain |
| Total—4 | |

The Chair declared the above bill was finally passed.

Rep. Wiggins moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 611— BY SENATOR COX

AN ACT

To amend and reenact R.S. 13:3881(A)(1)(a), relative to seizure; to exempt from seizure certain child support or Earned Income Tax Credit benefits received by an obligee; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Travis moved the previous question be ordered on the entire subject matter.

Rep. Bowler objected.

By a vote of 57 yeas and 19 nays, the House agreed to order the previous question on the entire subject matter.

Rep. Guillory moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|----------|------------|------------------|
| Alario | Frith | Morrish |
| Ansardi | Glover | Murray |
| Baudoin | Green | Odinot |
| Baylor | Guillory | Pierre |
| Bruce | Hammett | Pratt |
| Carter | Hebert | Quezaire |
| Chaisson | Hill | Schwegmann |
| Copelin | Holden | Smith, J.D.—50th |
| Curtis | Hudson | Stelly |
| Damico | Hunter | Warner |
| Daniel | Landrieu | Welch |
| Doerge | Long | Weston |
| Donelon | McCain | Wilkerson |
| Farve | McCallum | Willard |
| Faucheux | Montgomery | |
| Total—44 | | |

NAYS

| | | |
|-----------|-----------|-----------|
| Alexander | Johns | Schneider |
| Barton | Kennard | Sneed |
| Bowler | Kenney | Theriot |
| Bruneau | Lancaster | Thompson |
| Crane | LeBlanc | Thornhill |
| Deville | Martiny | Toomy |
| DeWitt | McDonald | Travis |
| Diez | McMains | Waddell |
| Dupre | Michot | Walsworth |
| Fontenot | Nevers | Wiggins |
| Fruge | Pinac | Windhorst |
| Gautreaux | Powell | Winston |
| Heaton | Romero | Wooton |
| Hopkins | Salter | Wright |
| Iles | Scalise | |
| Total—44 | | |

ABSENT

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Jetson | Riddle |
| Clarkson | Marionneaux | Shaw |
| Durand | Mitchell | Smith, J.R.—30th |
| Flavin | Morrell | Strain |
| Jenkins | Perkins | Triche |
| Total—15 | | |

The Chair declared the above bill failed to pass.

Rep. Travis moved to reconsider the vote by which the above bill failed to pass and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1000— BY SENATORS HOLLIS AND GREENE AN ACT

To enact Chapter 37 of Title 17 of the Louisiana Revised Statutes of 1950, composed of R.S. 17:3831 through 3833, relative to certain incentive programs; to authorize city and parish school boards to establish teacher pay incentive programs for unused sick leave; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Travis sent up floor amendments which were read as

follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Travis to Reengrossed Senate Bill No. 1000 by Senator Hollis

AMENDMENT NO. 1

Delete the set of five House Floor Amendments proposed by Representative Hebert and adopted by the House on June 10, 1999 in their entirety

On motion of Rep. Travis, the amendments were adopted.

Rep. Scalise moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Heaton | Pratt |
| Ansardi | Hebert | Quezaire |
| Barton | Holden | Riddle |
| Baudoin | Hopkins | Romero |
| Baylor | Hudson | Salter |
| Bowler | Hunter | Scalise |
| Bruce | Iles | Schneider |
| Bruneau | Jenkins | Schwegmann |
| Carter | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Denville | Martiny | Toomy |
| DeWitt | McCain | Travis |
| Diez | McCallum | Triche |
| Doerge | McDonald | Waddell |
| Donelon | McMains | Walsworth |
| Dupre | Michot | Warner |
| Durand | Mitchell | Welch |
| Farve | Montgomery | Weston |
| Faucheux | Morrell | Wiggins |
| Flavin | Morrish | Wilkerson |
| Fontenot | Murray | Willard |
| Frith | Nevers | Windhorst |
| Fruge | Odinet | Winston |
| Glover | Perkins | Wooton |
| Green | Pierre | Wright |
| Total—99 | | |

NAYS

Total—0

ABSENT

| | |
|-----------|-------------|
| Gautreaux | Marionneaux |
| Hill | Strain |
| Total—4 | |

The Chair declared the above bill was finally passed.

Rep. Scalise moved to reconsider the vote by which the above

bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 770— BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 37:751(B) and (L), 753(J), 759, 760(A)(4), (7), and (10), 761(A)(5), 764(A)(6), 770(A)(1), and (C), 776(A)(9) and (17), 780(A)(1) and (B)(1) and (2), 781(A), (B), and (C), 786(A), the introductory paragraph of 786.1(A), 788(B)(3), 789(A), and 794, to enact R.S. 37:770(E), 776.1, 777(A)(24) and (25), 786(E), and 788(C), and to repeal R.S. 37:751(F) and (G), 761.1, 764.1, and 769, relative to the practice of dentistry; to provide for definitions; to provide for appointments and powers and duties of the Louisiana State Board of Dentistry; to provide for board reports to the governor; to provide for certain requirements for applicants for licensure and license renewals; to provide for refusal to issue, suspension, revocation or restriction of dental or dental hygienists license; to provide for ownership and operation of a dental practice; to provide for a board hearing, notice, and penalty on charges against an unlicensed person; to provide relative to the issuance of subpoenas; to provide for appeal and stay of board decisions; to provide for violations and penalties; to provide for dispensing and administering controlled substances and for records thereof; to repeal provisions relative to retired dentists and retired dental hygienists; to repeal certain provisions relative to fees and costs; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Barton sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barton to Reengrossed Senate Bill No. 770 by Senator Dardenne

AMENDMENT NO. 1

On page 12, line 3, after "the" delete the remainder of the line

AMENDMENT NO. 2

On page 12, delete lines 4 through 11 in their entirety and insert the following:

"board may assess costs and attorney's fees against the unlicensed person found to have been practicing dentistry or dental hygiene without a current license."

AMENDMENT NO. 3

On page 12, between lines 18 and 19, insert the following:

"D. The board shall not include in its general operating budget any funds collected from a fine or penalty imposed pursuant to this Chapter. However, the board may utilize such funds to pay for administrative costs that have been assessed against a party but have not been collected after reasonable efforts have been made to collect such costs."

On motion of Rep. Barton, the amendments were adopted.

Rep. Walsworth moved the final passage of the bill, as amended.

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ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Pinac |
| Alario | Guillory | Powell |
| Alexander | Hammett | Pratt |
| Ansardi | Heaton | Riddle |
| Barton | Hebert | Romero |
| Baudoin | Hill | Salter |
| Baylor | Holden | Scalise |
| Bowler | Hudson | Schneider |
| Bruce | Hunter | Schwegmann |
| Bruneau | Iles | Shaw |
| Carter | Jenkins | Smith, J.D.—50th |
| Chaisson | Jetson | Smith, J.R.—30th |
| Clarkson | Kennard | Sneed |
| Copelin | Kenney | Stelly |
| Crane | Lancaster | Theriot |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Toomy |
| Deville | Marionneaux | Travis |
| DeWitt | Martiny | Triche |
| Diez | McCain | Waddell |
| Donelon | McCallum | Walsworth |
| Dupre | McDonald | Warner |
| Durand | McMains | Welch |
| Farve | Michot | Weston |
| Faucheux | Mitchell | Wiggins |
| Flavin | Montgomery | Wilkerson |
| Fontenot | Morrell | Willard |
| Frith | Morrish | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinot | Wooton |
| Glover | Perkins | Wright |
| Total—96 | | |

NAYS

| | |
|---------|--------|
| Murray | Pierre |
| Total—2 | |

ABSENT

| | | |
|---------|----------|--------|
| Doerge | Johns | Strain |
| Hopkins | Quezaire | |
| Total—5 | | |

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Rep. Walsworth moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 796— BY SENATOR IRONS

AN ACT

To enact R.S. 14:95.8, relative to offenses affecting the public safety; to provide with respect to possession of handguns by juveniles; to provide for the crime of illegal possession of a handgun by a juvenile; to provide for definition; to provide for exceptions; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Bowler sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed Senate Bill No. 796 by Senator Irons

AMENDMENT NO. 1

On page 1, line 15, after "intentionally" delete the comma "," and insert "or"

AMENDMENT NO. 2

On page 1, line 15, after "knowingly" delete the comma "," and "or recklessly"

On motion of Rep. Bowler, the amendments were withdrawn.

Rep. Heaton sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Heaton to Engrossed Senate Bill No. 796 by Senator Irons

AMENDMENT NO. 1

On page 1, delete lines 15 and 16 in their entirety and on page 2, delete lines 1 through 6 in their entirety

AMENDMENT NO. 2

On page 2, at the beginning of line 7, change "C" to "B"

AMENDMENT NO. 3

On page 2, at the beginning of line 25, change "D" to "C"

AMENDMENT NO. 4

On page 3, at the beginning of line 12, change "E" to "D"

On motion of Rep. Heaton, the amendments were adopted.

Rep. Heaton moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|----------|-----------|------------|
| Alario | Hammett | Pinac |
| Ansardi | Heaton | Pratt |
| Barton | Holden | Quezaire |
| Baudoin | Hudson | Riddle |
| Bruce | Hunter | Romero |
| Carter | Jenkins | Salter |
| Clarkson | Johns | Schneider |
| Copelin | Kenney | Schwegmann |
| Curtis | Lancaster | Shaw |
| Damico | Landrieu | Stelly |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Martiny | Toomy |
| Doerge | McCain | Travis |

Dupre
Durand
Farve
Fauchaux
Flavin
Frith
Glover
Green
Guillory
Total—69

McDonald
Michot
Montgomery
Morrell
Murray
Nevers
Odinet
Perkins
Pierre

Triche
Warner
Welch
Weston
Wilkerson
Willard
Windhorst
Winston
Wright

NAYS

Bowler
Chaisson
Crane
Diez
Donelon
Fontenot
Früge
Total—19

Hebert
Hopkins
Kennard
McCallum
McMains
Powell
Scalise

Smith, J.D.—50th
Sneed
Theriot
Walsworth
Wiggins

ABSENT

Mr. Speaker
Alexander
Baylor
Bruneau
Gautreaux
Total—15

Hill
Iles
Jetson
Marionneaux
Mitchell

Morrish
Smith, J.R.—30th
Strain
Waddell
Wooton

The Chair declared the above bill was finally passed.

Rep. Heaton moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Pinac, the rules were suspended in order to take up House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

HOUSE BILL NO. 2257 (Substitute for House Bill No. 1369 by Representatives Pinac and Daniel)— BY REPRESENTATIVES PINAC AND DANIEL

AN ACT

To amend and reenact R.S. 6:965(C)(3) and (5), to enact R.S. 6:965(C)(6) and (7) and R.S. 6:966.1(A), (B), (C)(1) and (3) and (D), to repeal R.S. 6:966(A) through (I), (J)(1) through (4)(a), and (K) through (N), and R.S. 6:967; to redesignate R.S. 6:966(J)(4)(b) through (f) as R.S. 6:966.1(C)(2)(a) through (e), relative to additional default remedies; to provide for definitions; to provide for procedures for taking possession of collateral upon default; to provide for repossession licenses; to provide for rules and regulations; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On the motion of Rep. Pinac, the bill was withdrawn from the files of the House.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar

SENATE BILL NO. 855—

BY SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, THOMAS, CAMPBELL, BEAN, DEAN, LENTINI AND ROMERO AND REPRESENTATIVES DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, THORNHILL, BARTON, DONELON, FLAVIN, KENNARD, LANCASTER, PERKINS, SCALISE, SHAW, TOOMY AND WIGGINS

AN ACT

To amend and reenact R.S. 20:1, relative to homesteads; to provide for an increase in the acreage and value of a homestead which shall be exempt from seizure; to provide for exemptions; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. DeWitt sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt to Reengrossed Senate Bill No. 855 by Senator Dardenne

AMENDMENT NO. 1

Delete Amendments Nos. 2, 3, and 4 proposed by the House Committee on Civil Law and Procedure and adopted by the House on May 6, 1999.

AMENDMENT NO. 2

In Amendment No. 5 proposed by the House Committee on Civil Law and Procedure and adopted by the House on May 6, 1999, on line 12, at the beginning of the line, change "(9)" to "(8)"

AMENDMENT NO. 3

On page 2, delete lines 7 and 8 in their entirety and insert the following:

"fifteen thousand dollars in value of a the homestead, except in the case of obligations arising directly as a result of a catastrophic or terminal illness, in which case the exemption shall apply to the full value of the homestead based upon its value one year before such seizure. For the purposes of this Section, "catastrophic or terminal illness" shall mean an illness which creates uninsured obligations to health care providers of more than \$10,000 and which are greater than fifty percent of the annual adjusted gross income of the debtor, as established by an average of federal income tax returns for the three preceding years."

AMENDMENT NO. 4

On page 2, line 9, change "B." to "B."

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AMENDMENT NO. 5

On page 3, delete lines 13 through 26 in their entirety

AMENDMENT NO. 6

On page 3, line 27, after "D." delete the remainder of the line and insert "The"

AMENDMENT NO. 7

On page 4, at the beginning of line 1, delete "of this Section, the"

Motion

Rep. Travis moved to end consideration of amendments.

As a substitute motion, Rep. Green moved that the previous question be ordered on the amendments.

Rep. Travis objected.

The vote recurred on the substitute motion.

By a vote of 33 yeas and 57 nays, the House refused to order the previous question on the amendments.

Rep. Travis insisted on his motion to end consideration of amendments.

Rep. Montgomery objected.

By a vote of 69 yeas and 24 nays, the motion was agreed to.

Rep. DeWitt moved the adoption of the amendments.

Rep. Jenkins objected.

By a vote of 80 yeas and 15 nays, the amendments were adopted.

Rep. DeWitt moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Hebert | Pratt |
| Ansardi | Hill | Quezaire |
| Barton | Holden | Riddle |
| Baudoin | Hopkins | Romero |
| Baylor | Hudson | Salter |
| Bowler | Hunter | Scalise |
| Bruce | Iles | Schneider |
| Bruneau | Jenkins | Schwegmann |
| Carter | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Deville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |

| | | |
|-----------|------------|-----------|
| Diez | McCain | Triche |
| Doerge | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Wiggins |
| Faucheux | Montgomery | Wilkerson |
| Flavin | Morrell | Willard |
| Fontenot | Morrish | Windhorst |
| Frith | Murray | Winston |
| Fruge | Nevers | Wooton |
| Gautreaux | Odinet | Wright |
| Glover | Perkins | |
| Green | Pierre | |
| Total—100 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|--------|--------|
| Heaton | Strain | Weston |
| Total—3 | | |

The Chair declared the above bill was finally passed.

Rep. DeWitt moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Recess

On motion of Rep. LeBlanc, the Speaker declared the House at recess until 1:45 P.M.

After Recess

Speaker Downer called the House to order at 1:45 P.M.

ROLL CALL

The roll being called, the following members answered to their names:

PRESENT

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Hammett | Powell |
| Alario | Heaton | Pratt |
| Alexander | Hebert | Quezaire |
| Ansardi | Hill | Riddle |
| Barton | Holden | Romero |
| Baudoin | Hopkins | Salter |
| Baylor | Hudson | Scalise |
| Bruce | Iles | Schneider |
| Bruneau | Jetson | Schwegmann |
| Carter | Johns | Shaw |
| Chaisson | Kennard | Smith, J.D.—50th |
| Clarkson | Kenney | Smith, J.R.—30th |
| Copelin | Landrieu | Sneed |
| Crane | LeBlanc | Theriot |
| Curtis | Long | Thompson |
| Damico | Marionneaux | Thornhill |
| Daniel | Martiny | Toomy |
| Deville | McCain | Travis |
| DeWitt | McCallum | Triche |
| Diez | McDonald | Waddell |
| Doerge | McMains | Walsworth |
| Donelon | Michot | Warner |
| Dupre | Mitchell | Welch |
| Farve | Montgomery | Weston |

| | | |
|-----------|---------|-----------|
| Faucheux | Morrell | Wiggins |
| Flavin | Morrish | Wilkerson |
| Frith | Murray | Willard |
| Fruge | Nevers | Windhorst |
| Gautreaux | Odinot | Winston |
| Glover | Perkins | Wright |
| Green | Pierre | |
| Guillory | Pinac | |
| Total—94 | | |

ABSENT

| | | |
|----------|-----------|--------|
| Bowler | Hunter | Stelly |
| Durand | Jenkins | Strain |
| Fontenot | Lancaster | Wooton |
| Total—9 | | |

The Speaker announced there were 94 members present and a quorum.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

The following Senate Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Regular Calendar**SENATE BILL NO. 1008—**

BY SENATORS ULLO, SCHEDLER, HAINKEL, ROMERO, BARHAM, COX,
C. FIELDS, W. FIELDS AND SMITH
AN ACT

To enact Chapter 15 of Title VII of Louisiana Children's Code, comprised of Arts. 791.1 through 791.4, relative to the creation of truancy assessment and service centers; to provide for the purpose; to provide for parish involvement through interagency agreements; to provide for state participation; to provide for monitoring; and to provide for related matters.

Read by title.

Rep. Alario sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 1008 by Senator Ullo, et al.

AMENDMENT NO. 1

On page 5, delete lines 25 through 27 in their entirety and insert in lieu thereof the following:

"Section 3. This Act shall become effective on July 1, 1999, but only in the event that sufficient monies are appropriated to fully fund the provisions of Section 1 of this Act in the Act introduced as House Bill No. 1 of the 1999 Regular Session of the Legislature."

AMENDMENT NO. 2

On page 6, delete lines 1 through 3 in their entirety

On motion of Rep. Alario, the amendments were adopted.

Rep. Riddle moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Hammett | Powell |
| Alario | Heaton | Pratt |
| Alexander | Hebert | Quezaire |
| Ansardi | Hill | Riddle |
| Baudoin | Holden | Romero |
| Baylor | Hopkins | Salter |
| Bruneau | Hunter | Scalise |
| Carter | Iles | Schneider |
| Chaisson | Jenkins | Schwegmann |
| Clarkson | Jetson | Shaw |
| Copelin | Kennard | Smith, J.D.—50th |
| Crane | Kenney | Smith, J.R.—30th |
| Curtis | Landrieu | Sneed |
| Damico | LeBlanc | Theriot |
| Daniel | Long | Thompson |
| Denville | Marionneaux | Thornhill |
| DeWitt | Martiny | Toomy |
| Diez | McCain | Travis |
| Doerge | McCallum | Triche |
| Donelon | McDonald | Waddell |
| Dupre | McMains | Walsworth |
| Durand | Michot | Warner |
| Farve | Montgomery | Welch |
| Faucheux | Morrell | Weston |
| Fontenot | Morrish | Wiggins |
| Frith | Murray | Wilkerson |
| Fruge | Nevers | Willard |
| Gautreaux | Odinot | Windhorst |
| Glover | Perkins | Winston |
| Green | Pierre | Wright |
| Guillory | Pinac | |
| Total—92 | | |

NAYS

Total—0

ABSENT

| | | |
|----------|-----------|--------|
| Barton | Hudson | Stelly |
| Bowler | Johns | Strain |
| Bruce | Lancaster | Wooton |
| Flavin | Mitchell | |
| Total—11 | | |

The Chair declared the above bill was finally passed.

Rep. Riddle moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

SENATE BILL NO. 1087—

BY SENATOR SCHEDLER

AN ACT

To amend and reenact R.S. 11:2260(A)(11)(f)(i), relative to the Firefighters' Retirement System; to authorize certain fire protection district employees to become members of the system; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Daniel sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

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Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 1087 by Senator Schedler

AMENDMENT NO. 1

On page 2, line 12, between "system" and "The" change the period "." to a comma "," and add "provided the application for such merger is submitted on or before October 15, 1999."

AMENDMENT NO. 2

On page 2, line 19, between "paid" and "from" insert "by the individual employee who is the subject of the merger. The execution of such merger shall be transacted without use of assets"

On motion of Rep. Daniel, the amendments were adopted.

Rep. Daniel sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 1087 by Senator Schedler

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 11:2260(A)(11)(f)(i), relative to" and insert "R.S. 11:922 and 2260(A)(11)(f)(i) and to enact R.S. 11:502 through 508, relative to the Louisiana State Employees' Retirement System, Teachers' Retirement System, and"

AMENDMENT NO. 2

On page 1, line 3, between "System;" and "to" insert "to provide with respect to the creation, implementation, and administration of certain optional retirement plans;"

AMENDMENT NO. 3

On page 1, line 4, between "system;" and "and to" insert "to provide an effective date;"

AMENDMENT NO. 4

On page 1, line 8, after "Section 1." delete the remainder of the line and insert "R.S. 11:922 and 2260(A)(11)(f)(i) are hereby amended and reenacted and R.S. 11:502 through 508 are hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 9 and 10, insert:

"SUBPART F. OPTIONAL RETIREMENT PLAN

§502. Creation of optional retirement plan

There is created an optional retirement plan for the unclassified state employees who are eligible pursuant to R.S. 11:504 to become members of the Louisiana State Employees' Retirement System. Those eligible employees who select this optional benefit shall not be considered eligible for any benefits provided by the defined benefit plan, and cannot maintain any service credit in the defined benefit plan once this option is elected.

§503. Selection of providers

The Board of Trustees of the Louisiana State Employees' Retirement System shall select no more than three providers with which participants will be authorized to place their contributions in

products that shall be selected by the Board of Trustees. In selecting the providers, the board of trustees shall consider, among other things, the following:

A. The tax status of the product.

B. The portability of the products offered by the providers.

C. The types of products offered by the providers.

D. The relation of the costs and benefits as relates to the amount of the contributions to be made pursuant to the provisions of this Part.

E. The ability of the designated provider or providers to provide the rights and benefits under the products.

§504. Eligibility; irrevocable election

A.(1) The following unclassified state employees shall be eligible to make an irrevocable election to participate in this optional retirement plan:

(a) The chief executive officer of the State Group Benefits Program.

(b)(i) Any unclassified state employee who is appointed by a statewide elected official and whose appointment is subject to confirmation by the Louisiana Senate.

(ii) Any unclassified state employee who is a member of the staff of any such employee described in Item (i) of this Subparagraph.

(2) Such election shall be made in writing and filed with the Louisiana State Employees' Retirement System within sixty days from such appointment. Elections will be effective as of the date of appointment. If an eligible employee fails to make the election timely, he shall become a member of the retirement system's defined benefit plan as of the date of appointment.

B.(1) Any participating member of the defined benefit plan, who would otherwise be eligible to participate in this optional retirement plan under the provisions of Subsection A of this Section, may irrevocably elect to participate in this optional retirement plan under the provisions of this Subpart, but any such election shall be filed in writing with the Louisiana State Employees' Retirement System prior to September 1, 2000, or the member shall remain in the defined benefit plan.

(2) If, pursuant to this Paragraph, an election is made to participate in the optional retirement plan by a current member of the defined benefit plan, then the employee and employer contributions that were made on behalf of such member in the defined benefit plan shall be transferred to the participant's optional retirement plan.

(3) Any otherwise eligible employee who has service credit in the defined benefit plan shall be ineligible to participate in the optional retirement plan, unless such employee transfers all such credit from the defined benefit plan to this optional retirement plan in accordance this Subsection.

§505. Contributions

A. Each participant of this optional retirement plan shall contribute monthly the same amount that would have been contributed to the defined benefit plan, as if the participant were a member of that plan. Participant's contributions may be made by employer pick-up in accordance with the provisions of Section 414(h)(2) of the United States Internal Revenue Code or any

amendment thereto. The entirety of each participant's contribution, less any monthly fee established by the Board of Trustees for the Louisiana State Employees' Retirement System to cover the cost of administration and maintenance of the optional retirement plan, shall be remitted to the applicable designated provider or providers for application to the participant's account or accounts.

B. (1) Each employer agency, institution or board shall contribute to the Louisiana State Employees' Retirement System on behalf of each participant in this optional retirement plan the same amount that would have been contributed to the defined benefit plan.

(2)(a) Upon receipt of this contribution, the Louisiana State Employees' Retirement System shall promptly pay over to the appropriate designated provider or providers an amount equal to the employer's portion of the normal cost contribution as set forth in the actuarial valuation of the retirement system which is approved annually by the Public Retirement Systems' Actuarial Committee. That amount shall be credited to the participant's account or accounts, subject to any other applicable provisions of this Section.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the Louisiana State Employees' Retirement System shall retain and apply to the unfunded accrued liability the amount if any, of the employer contributions paid on behalf of any optional retirement plan participant which exceeds the employer's portion of the normal cost contribution.

(3)(a) In addition to the amount retained pursuant to Paragraph (2) of this Subsection, an additional contribution shall be retained, subject to the following procedures. The annual actuarial valuation presented to the Public Retirement System's Actuarial Committee pursuant to R.S. 11:127(C) shall identify any adverse actuarial impact occurring on and after July 1, 2000, as the result of participation of the employees set forth in this Section. Then, the system actuary shall identify and recommend the additional amount of the employer's portion of the normal cost contributions made on behalf of optional retirement plan participants that is necessary to be retained to offset such adverse actuarial impact, if any.

(b) Any additional amount of the employer's portion of the normal cost contributions recommended to be retained pursuant to Subparagraph (a) of this Paragraph, shall be retained from such employer contributions that are made in the then current plan year. That amount shall be increased or decreased annually thereafter according to the same procedures in the amount needed to offset such adverse actuarial impact to the system, if any.

(4) The process of retaining contributions, as identified in Paragraphs (B) (2) and (3) of this Subsection shall continue until the unfunded accrued liability of the retirement system is fully amortized.

C. Notwithstanding the provisions of Subsections A and B of this Section, the Louisiana State Employees' Retirement System shall not remit any fund or contributions to any provider or providers from an employer agency, institution or board until the correct and total amount to be remitted to the Louisiana State Employees' Retirement System under Subsections A and B of this Section is received each month from the employer agency, institution or board.

§506. Limitations; unclassified employees

Any eligible person who elects to participate in this optional retirement plan shall always be ineligible for membership in the defined benefit plan, even if he is employed in a position covered by the defined benefit plan and shall only be entitled to those benefits set out in this subpart consisting of sections 502 through 508. If any such optional retirement plan participant assumes a new position covered by the retirement plan then he shall continue to participate in the

optional retirement plan, notwithstanding the provisions of R.S. 11:417. If any such optional retirement plan participant assumes a new position in state service not covered by the defined benefit plan he must at that time begin membership in the retirement system which provides benefits for that position in state service.

§507. Benefits not obligation of the state; unclassified employees

A. Any person covered by R.S. 11:502 through 508 who elects to participate in this optional retirement plan shall agree that the benefits payable to participants are not the obligations of the state of Louisiana or the Louisiana State Employees' Retirement System and that such benefits and other rights of the optional retirement plan are the sole liability and responsibility of the designated provider or providers to which contributions have been made. Furthermore, all such participants shall in accordance with this agreement expressly waive his or her rights set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution.

B.(1) Benefits shall be payable to such optional retirement plan participants or their beneficiaries by the designated provider or providers and not by the Louisiana State Employees' Retirement System, in accordance with the contract types provided by the providers selected and the contracts approved for use in the optional retirement plan by the board of trustees of the Louisiana State Employees' Retirement System.

(2) Additionally, the board of trustees may approve direct transfers by and between providers.

(3) Participants in the optional retirement plan shall not be entitled to any benefits that members in the defined benefit plan are entitled; to include but not limited to, disability benefits, survivor benefits, participation in the Deferred Retirement Option Plan, and any cost of living adjustments granted to retirees of the defined benefit plan.

(4) Participants in the optional retirement plan shall specifically acknowledge and do hereby waive any of the benefits that accrue to members in the defined benefit plan.

C. Any such optional retirement plan participant receiving retirement benefits under Subsection B of this Section shall be eligible to participate in the State Employees' Group Benefits Program in accordance with its laws and regulations.

D. By participating in the optional retirement plan the participant and the provider shall be responsible for complying with all applicable provisions of the Internal Revenue Code, and if any violation of this Code does occur as a result of the participant's participation in the optional retirement plan, it will be the responsibility and liability of the participant and the provider and not the Louisiana State Employees' Retirement System.

E. There shall be no liability on the part of and no cause of action of any nature shall arise against the Louisiana State Employees' Retirement System, or its agents or employees, for any action taken in the performance of the duties under this Subsection

§508. Implementation

The board of trustees of the Louisiana State Employees' Retirement System shall implement the optional retirement plan no later than July 1, 2000, and the employer agency, institutions and boards shall implement the optional retirement plan on July 1, 2000.

* * *

§922. Purpose

The purpose of the optional retirement plan is to provide retirement and death benefits to the participants while affording the maximum portability of these benefits to the participants. ~~Benefits shall be provided by the purchase of annuity contracts, fixed or variable in nature, or a combination thereof, at the option of the participant.~~

* * *

AMENDMENT NO. 6

On page 3, after line 1, add:

"Section 2.A. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

B. The authority for enrollment of employees in the Optional Retirement Plan, as set forth in R.S. 11:504 of Section 1 of this Act, shall terminate on July 1, 2001 and, thereafter, no further employees shall be enrolled or transferred for participation therein. Those employees who either enrolled in or transferred into the Optional Retirement Plan on or before June 30, 2001 shall continue participation therein in accordance with the provisions of law applicable thereto."

On motion of Rep. Daniel, the amendments were adopted.

Rep. Stelly sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Stelly to Engrossed Senate Bill No. 1087 by Senator Schedler

AMENDMENT NO. 1

On page 1, delete "R.S. 11:2260(A)(11)(f)(i), relative to" and insert "R.S. 11:2260(A)(11)(f)(i) and to enact Subpart C of Part VIII of Chapter 2 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:951 through 961, relative to the Teachers' Retirement System and the"

AMENDMENT NO. 2

On page 1, line 3, between "System;" and "to" insert "to provide with respect to the creation of an Optional Retirement Plan; to provide with respect to eligibility for participation therein and limitations related to such participation; to provide with respect to contributions thereto; to provide with respect to implementation thereof;"

AMENDMENT NO. 3

On page 1, line 4, between "system;" and "to" insert "to provide an effective date;"

AMENDMENT NO. 4

On page 1, at the end of line 8, add "and Subpart C of Part VIII of Chapter 2 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:951 through 961, is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 9 and 10, insert:

"SUBPART C. EMPLOYEES OF PUBLIC INSTITUTIONS OF EDUCATION

§951. Creation of plan

There is established an optional retirement plan for teachers, as that term is defined in R.S. 11:701(23), who are eligible for membership in the Teachers' Retirement System of Louisiana, but excluding employee classifications offered optional retirement plans under Subparts A and B of this Part. For purposes of this Subpart, employees who are eligible to participate in this optional retirement plan shall be referred to as "teachers".

§952. Purpose

The purpose of the optional retirement plan is to provide retirement and death benefits to the participants while affording the maximum portability of these benefits to the participants. Benefits shall be provided by the purchase of annuity contracts, fixed or variable in nature, or a combination thereof, at the option of the participant.

§953. Administration

The Teachers' Retirement System of Louisiana or any successor shall provide for the administration and maintenance of the optional retirement plan.

§954. Criteria for placement of contracts

The Board of Trustees of the Teachers' Retirement System of Louisiana shall select no more than three companies from which contracts will be purchased. In setting the criteria for this selection, the board shall consider, among other things, the following:

(1) The portability of the contracts offered or to be offered by the company, based on the number of states in which the designated company provides contracts under similar plans.

(2) The efficacy of the contracts in the recruitment and retention of employees for the various state public institutions of education.

(3) The nature and extent of the rights and benefits to be provided by the contracts for participating employees and their beneficiaries.

(4) The relation of the rights and benefits to the amount of the contributions to be made pursuant to the provisions of this Subpart.

(5) The suitability of the rights and benefits to the needs and interests of participating employees and the various state public institutions of education.

(6) The ability of the designated company or companies to provide the rights and benefits under such contracts.

§955. Eligibility

A. Teachers who are current nonvested members in the regular retirement plan of the Teachers' Retirement System of Louisiana may make an irrevocable election to participate in the optional retirement plan within one hundred eighty days after the implementation date of the optional retirement plan at their employer institution or board. Eligible employees who are initially employed on or after the implementation date at their employer institution or board may make an irrevocable election to participate in the optional retirement plan within sixty days after their employment date. Any teacher who is not eligible for membership in the Teachers' Retirement System of

Louisiana because of age shall be eligible to participate in the optional retirement plan upon election by such employee. Elections must be made in writing and filed with the appropriate officer of the employer institution or board, who shall forward a copy of the completed election to the Teachers' Retirement System of Louisiana. Current Teachers' Retirement System of Louisiana nonvested members' elections will be effective as of the date they are filed. Elections of eligible employees hired on or after the implementation date of the optional retirement plan at their institution or board will be effective as of the date of their employment. If an eligible employee fails to make the election provided for in this Section, he shall become a member of the regular retirement plan of the Teachers' Retirement System of Louisiana in accordance with R.S. 11:721.

B. Notwithstanding the provisions of Subsection A of this Section any teacher who is an active contributing member in the regular retirement plan of the Teachers' Retirement System of Louisiana and who has less than ten years of creditable service in the Teachers' Retirement System of Louisiana, may make an irrevocable election to participate in the optional retirement plan and transfer his accumulated employee contributions to the optional retirement plan under the provisions of R.S. 11:956(A). The election provided by this Subsection can be made by a member only prior to attainment of ten years of creditable service in the Teachers' Retirement System of Louisiana.

C. Any person who is a teacher who is not eligible for membership in the Teachers' Retirement System of Louisiana because he is a part-time, seasonal, or temporary employee as defined in 26 CFR 31:3121(b)(7)-2, or in any successor regulation, may make an irrevocable election to participate in the optional retirement plan and transfer any accumulated employee contributions to the optional retirement plan under the provisions of R.S. 11:956(A).

§955.1. Age modifier; actuarial soundness

A. The provisions of this Subpart were made the subject of intensive study by the office of the legislative actuary, who published an actuarial note in compliance with R.S. 24:521. The actuarial note stated that the "possibility of anti-selection exists since the employee will choose the plan that appears most financially advantageous. Generally, younger members, below age thirty and less than ten years of service, would tend to opt for the Optional Retirement Plan savings plan. The plan loses the actuarial cost savings from younger members, who would not enter, and incurs the heavier actuarial expense of older members, who would tend to join the retirement plan".

B. Therefore, based on the actuary's concern for anti-selection, and the possible resulting adverse actuarial impact to the Teachers' Retirement System, only persons who are over age thirty shall be eligible for participation in this Optional Retirement Plan, provided any such person is otherwise eligible under all other provisions of this Subpart.

§956. Transfers

A. A current member in the Teachers' Retirement System of Louisiana who elects participation in the optional retirement plan shall have the right to have his accumulated employee contributions transferred to the optional retirement plan. Upon such election, the Teachers' Retirement System of Louisiana shall transfer his accumulated employee contributions directly to the optional retirement plan to purchase benefits thereunder, and the funds will not be available to the employee.

B. A current vested member in the Teachers' Retirement System of Louisiana or a member with sufficient years of service credit but

who is not old enough to receive a benefit and who elects participation in the optional retirement plan will have the same rights and privileges accorded by R.S. 11:726.

§957. Contributions

A. Each participant shall contribute monthly to the optional retirement plan the same amount which he would be required to contribute to the regular retirement plan of the Teachers' Retirement System of Louisiana if he were a member of that retirement plan. Participant contributions may be made by employer pick-up in accordance with the provisions of Section 414(h)(2) of the United States Internal Revenue Code or any amendment thereto. The entirety of each participant's contribution, less any monthly fee established by the board to cover the cost of administration and maintenance of the optional retirement plan, shall be remitted to the appropriate designated company or companies for application to the participant's contract or contracts.

B.(1) Each employer institution or board shall contribute to the Teachers' Retirement System of Louisiana on behalf of each participant in the optional retirement plan the same amount that would have been contributed if the participant had been a member of the regular retirement plan of the Teachers' Retirement System of Louisiana.

(2)(a) Upon receipt of this contribution, the Teachers' Retirement System of Louisiana shall promptly pay over to the appropriate designated company or companies an amount equal to the employer's portion of the normal cost contribution as set forth in the actuarial valuation of the Teachers' Retirement System of Louisiana approved annually by the Public Retirement Systems' Actuarial Committee. That amount shall be credited to the participant's contract or contracts, subject to any other applicable provisions of this Section.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, the Teachers' Retirement System of Louisiana shall retain and apply to the unfunded accrued liability of the system that amount of the employer contributions paid on behalf of any optional retirement plan participant which exceeds the employer's portion of the normal cost contribution.

(3)(a) In addition to the amount retained pursuant to Paragraph (2) of this Subsection, an additional contribution shall be retained, subject to the following procedures. The annual actuarial valuation presented by this system's actuary to the Public Retirement System's Actuarial Committee pursuant to R.S. 11:127(C) shall identify any adverse actuarial impact occurring on and after January 1, 2000, as the result of creating this optional retirement plan and the participation of teachers therein. Then, the system actuary shall identify and recommend the additional amount of the employer's portion of the normal cost contributions made on behalf of optional retirement plan participants that is necessary to be retained to offset such adverse actuarial impact, if any.

(b) Any additional amount of the employer's portion of the normal cost contributions recommended to be retained pursuant to Subparagraph (a) of this Paragraph shall be retained from such contributions that are made in the immediately following plan year, subject to approval of the Public Retirement Systems' Actuarial Committee. That amount shall be increased or decreased annually thereafter according to the same procedures in the amount needed to offset such adverse actuarial impact to the system, if any.

(4) The process of retaining contributions, as identified in Paragraphs (2) and (3) of this Subsection shall continue until the unfunded accrued liability of the Teacher's Retirement System is fully amortized.

C. Notwithstanding the provisions of Subsections A and B of this Section, the Teachers' Retirement System of Louisiana shall not remit any funds or contributions to any company or companies from an employer institution or board until the correct and total amount, rounded to the nearest dollar amount, to be remitted to the Teachers' Retirement System of Louisiana under Subsections A and B of this Section is received each month from the employer institution or board.

D. If a participant first became eligible for membership in the Teachers' Retirement System of Louisiana on or after July 1, 1996, the contributions remitted by the Teachers' Retirement System of Louisiana to any authorized company shall not be based upon compensation in excess of the annual limit of Section 401(a)(17) of the United States Internal Revenue Code as amended and revised.

§958. Limitations

Any person electing to participate in the optional retirement plan shall always be ineligible for membership in the regular retirement plan of the Teachers' Retirement System of Louisiana, even if he is employed in a position covered by the Teachers' Retirement System of Louisiana. If an optional retirement plan participant assumes a new position covered by the Teachers' Retirement System of Louisiana, he shall continue to participate in the optional retirement plan. If an optional retirement plan participant assumes a new position in state service not covered by the Teachers' Retirement System of Louisiana, he must at that time begin membership in the appropriate retirement system which provides benefits for that position in state service, other than the Teachers' Retirement System of Louisiana.

§959. Benefits not obligation of the state

A. Any person electing to participate in the optional retirement plan shall agree that the benefits payable to participants are not the obligations of the state of Louisiana or the Teachers' Retirement System of Louisiana, and that such benefits and other rights of the optional retirement plan are the liability and responsibility solely of the designated company or companies to whom contributions have been made. Furthermore, all participants shall in accordance with this agreement expressly waive his or her rights set forth in Article X, Section 29(A) and (B) of the Louisiana Constitution.

B. Benefits shall be payable to optional retirement plan participants or their beneficiaries by the designated company or companies; however, retirement benefits shall be paid in the form of a lifetime income and, except for death benefits, single-sum cash payments shall not be permitted; provided, however, the Board of Trustees of the Teachers' Retirement System may approve direct transfers by and between companies.

C. An optional retirement plan participant receiving retirement benefits under Subsection B of this Section shall be eligible to participate in the State Employees Group Benefits Program only if he has accumulated the total number of years of creditable service which would have entitled him to receive a retirement allowance from the defined benefit plan of the Teachers' Retirement System of Louisiana.

D. Upon retirement of an optional retirement plan participant under Subsection B of this Section, the employer institution shall provide to the Teachers' Retirement System of Louisiana the total number of years of creditable service of that participant for the purpose of compliance with this Subsection. After receipt of the information required of the employer institution or board, the retirement system shall certify eligibility under Subsection C of this Section to the State Employees Group Benefits Program.

E. In the event that an optional retirement plan participant is

required to prove entitlement to a disability retirement allowance from the defined benefit plan of the retirement system in order to be eligible for participation in the State Employees Group Benefits Program, the retirement system shall be responsible only for certification of the total number of years of creditable service as provided by the employer institution or board. Any medical finding of disability necessary for eligibility under Subsection C of this Section shall be the sole responsibility of the participant as required by the State Employees Group Benefits Program.

F. There shall be no liability on the part of and no cause of action of any nature shall arise against the Teachers' Retirement System of Louisiana, or its agents or employees, for any action taken in the performance of the duties under Subsection D or E of this Section.

§960. Exemption from execution

Annuity contracts issued under the optional retirement plan and all rights thereto of a participant in the optional retirement plan shall be exempt from any state or municipal tax, assessment for the insolvency of any life insurance company, any levy or sale, garnishment, attachment, or any process whatsoever, and shall be unassignable except as otherwise specifically provided in the annuity contract.

§961. Implementation

The Board of Trustees of the Teachers' Retirement System of Louisiana shall implement the Optional Retirement Plan created pursuant to this Subpart on or before January 1, 2000.

* * *

AMENDMENT NO. 6

On page 3, after line 1, add:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

On motion of Rep. Stelly the amendments were adopted.
Rep. Daniel moved final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|------------------|
| Mr. Speaker | Green | Pierre |
| Alario | Guillory | Pinac |
| Alexander | Hammett | Powell |
| Ansardi | Heaton | Pratt |
| Barton | Hebert | Quezaire |
| Baudoin | Hill | Riddle |
| Baylor | Holden | Romero |
| Bruce | Hopkins | Salter |
| Bruneau | Hudson | Scalise |
| Carter | Hunter | Schneider |
| Chaisson | Iles | Schwegmann |
| Clarkson | Jenkins | Shaw |
| Copelin | Jetson | Smith, J.D.—50th |
| Crane | Johns | Sneed |

| | | |
|-----------|-------------|-----------|
| Curtis | Kennard | Stelly |
| Damico | Kenney | Theriot |
| Daniel | LeBlanc | Thompson |
| Déville | Long | Thornhill |
| DeWitt | Marionneaux | Travis |
| Diez | Martiny | Triche |
| Doerge | McCain | Waddell |
| Donelon | McCallum | Walsworth |
| Dupre | McDonald | Warner |
| Durand | McMains | Welch |
| Farve | Michot | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Früge | Nevers | Winston |
| Gautreaux | Odinet | Wooton |
| Glover | Perkins | Wright |
| Total—96 | | |

NAYS

Total—0

ABSENT

| | | |
|-----------|------------------|-------|
| Bowler | Mitchell | Toomy |
| Lancaster | Smith, J.R.—30th | |
| Landrieu | Strain | |
| Total—7 | | |

The Chair declared the above bill was finally passed.

Rep. Daniel moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Dupre, the rules were suspended in order to consider on the same legislative day the bill removed from the local and consent calendar and placed on the regular calendar .

SENATE BILL NO. 559— BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 32:663, 664, 667, and 668, relative to motor vehicles; to provide for operation of motor vehicles while intoxicated; to provide for approval of methods used to determine intoxication; to provide for license suspension and revocation procedures for violations; and to provide for related matters.

Read by title.

Rep. Dupre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|-----------|
| Mr. Speaker | Green | Powell |
| Alario | Guillory | Pratt |
| Alexander | Hammett | Quezairé |
| Ansardi | Heaton | Riddle |
| Barton | Hebert | Romero |
| Baudoin | Hill | Salter |
| Baylor | Holden | Scalise |
| Bruce | Hunter | Schneider |

| | | |
|-----------|-------------|------------------|
| Bruneau | Iles | Schwegmann |
| Carter | Jenkins | Shaw |
| Chaisson | Jetson | Smith, J.D.—50th |
| Clarkson | Johns | Sneed |
| Copelin | Kennard | Stelly |
| Crane | Kenney | Theriot |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Travis |
| Déville | Marionneaux | Triche |
| DeWitt | Martiny | Waddell |
| Diez | McCain | Walsworth |
| Doerge | McCallum | Warner |
| Donelon | McDonald | Welch |
| Dupre | McMains | Weston |
| Durand | Michot | Wiggins |
| Farve | Montgomery | Wilkerson |
| Faucheux | Morrish | Willard |
| Flavin | Murray | Windhorst |
| Fontenot | Nevers | Winston |
| Frith | Odinet | Wooton |
| Früge | Perkins | Wright |
| Gautreaux | Pierre | |
| Glover | Pinac | |
| Total—94 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|-----------|------------------|
| Bowler | Lancaster | Smith, J.R.—30th |
| Hopkins | Mitchell | Strain |
| Hudson | Morrell | Toomy |
| Total—9 | | |

The Chair declared the above bill was finally passed.

Rep. Dupre moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. McDonald, the rules were suspended in order to call Senate Bill No. 605 from the calendar.

SENATE BILL NO. 605— BY SENATOR JORDAN

AN ACT

To amend and reenact R.S. 17:416(C)(1), relative to school discipline; to provide relative to the authority of certain school officials; to provide relative to certain disciplinary actions; to provide relative to the hearing conducted by the local superintendent or his designate in cases recommending expulsion; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. McDonald moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

Page 26 HOUSE

55th Day's Proceedings - June 16, 1999

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Pinac |
| Alario | Guillory | Powell |
| Alexander | Hammett | Pratt |
| Ansardi | Heaton | Quezaire |
| Barton | Hebert | Riddle |
| Baudoin | Hill | Romero |
| Baylor | Holden | Salter |
| Bruce | Hopkins | Scalise |
| Bruneau | Hudson | Schneider |
| Carter | Hunter | Schwegmann |
| Chaisson | Iles | Shaw |
| Clarkson | Jenkins | Smith, J.D.—50th |
| Copelin | Johns | Sneed |
| Crane | Kennard | Stelly |
| Curtis | Kenney | Theriot |
| Damico | Landrieu | Thompson |
| Daniel | LeBlanc | Thornhill |
| Denville | Long | Travis |
| DeWitt | Marionneaux | Triche |
| Diez | Martiny | Waddell |
| Doerge | McCain | Walsworth |
| Donelon | McCallum | Warner |
| Dupre | McDonald | Welch |
| Durand | McMains | Weston |
| Farve | Michot | Wiggins |
| Faucheux | Montgomery | Wilkerson |
| Flavin | Morrish | Willard |
| Fontenot | Murray | Windhorst |
| Frith | Nevers | Winston |
| Fruge | Odinot | Wooton |
| Gautreaux | Perkins | Wright |
| Glover | Pierre | |
| Total—95 | | |

NAYS

Total—0

ABSENT

| | | |
|-----------|------------------|--------|
| Bowler | Mitchell | Strain |
| Jetson | Morrell | Toomy |
| Lancaster | Smith, J.R.—30th | |
| Total—8 | | |

The Chair declared the above bill was finally passed.

Rep. McDonald moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Riddle, the rules were suspended in order to call Senate Bill No. 1089 from the calendar.

SENATE BILL NO. 1089—

BY SENATORS HINES AND BAJOEIE
AN ACT

To amend and reenact R.S. 46:1403(A)(4), (8), and (9) and to enact R.S. 46:1403(A)(10) and 1427, relative to day care facilities; to define “day care center” and “relative”; to provide exceptions; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Perkins sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Perkins to Reengrossed Senate Bill No. 1089 by Senator Hines

AMENDMENT NO. 1

On page 3, line 10, change "twenty" to "twenty-four"

Rep. Perkins moved the adoption of the amendments.

Rep. Riddle objected.

By a vote of 76 yeas and 11 nays, the amendments were adopted.

Rep. Riddle moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Perkins |
| Alario | Guillory | Pierre |
| Alexander | Hammett | Pinac |
| Ansardi | Heaton | Pratt |
| Barton | Hebert | Quezaire |
| Baudoin | Hill | Riddle |
| Baylor | Holden | Romero |
| Bowler | Hopkins | Salter |
| Bruce | Hudson | Schneider |
| Bruneau | Hunter | Schwegmann |
| Carter | Iles | Shaw |
| Chaisson | Jenkins | Smith, J.D.—50th |
| Clarkson | Johns | Sneed |
| Copelin | Kennard | Stelly |
| Crane | Kenney | Theriot |
| Curtis | Lancaster | Thompson |
| Damico | Landrieu | Thornhill |
| Daniel | LeBlanc | Toomy |
| Denville | Long | Travis |
| DeWitt | Marionneaux | Triche |
| Diez | Martiny | Waddell |
| Dupre | McCain | Walsworth |
| Durand | McCallum | Warner |
| Farve | McDonald | Welch |
| Faucheux | McMains | Weston |
| Flavin | Michot | Wiggins |
| Fontenot | Montgomery | Willard |
| Frith | Morrell | Windhorst |
| Fruge | Morrish | Wooton |
| Gautreaux | Murray | Wright |
| Glover | Odinot | |
| Total—92 | | |

NAYS

Total—0

ABSENT

| | | |
|----------|------------------|-----------|
| Doerge | Nevers | Strain |
| Donelon | Powell | Wilkerson |
| Jetson | Scalise | Winston |
| Mitchell | Smith, J.R.—30th | |
| Total—11 | | |

The Chair declared the above bill was finally passed.

Rep. Riddle moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Speaker Pro Tempore Bruneau in the Chair

Suspension of the Rules

On motion of Rep. Travis, the rules were suspended in order to call Senate Bill No. 151 from the calendar.

SENATE BILL NO. 151—

BY SENATOR BEAN

AN ACT

To amend and reenact the introductory paragraph of R.S. 15:41(B)(2), relative to search warrants; to provide for the disposition of property seized in connection with criminal proceedings; to reduce the time a court is required to hold property after seizure; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Travis sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Travis to Engrossed Senate Bill No. 151 by Senator Bean

AMENDMENT NO. 1

Delete Amendment No. 1 proposed by Representative Copelin and adopted by the House on June 14, 1999.

AMENDMENT NO. 2

Delete Amendment No. 1 proposed by Representative Green and adopted by the House on June 14, 1999.

Motion

Rep. Copelin moved to table the amendment.

Rep. Travis objected.

By a vote of 40 yeas and 44 nays, the House refused to table the amendments.

Rep. Travis moved the adoption of the amendments.

Rep. Green objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|---------|---------|--------|
| Barton | Hammett | Pinac |
| Baudoin | Heaton | Romero |

Bowler
Bruce
Bruneau
Crane
Curtis
Dewille
DeWitt
Diez
Donelon
Dupre
Fontenot
Frith
Frige
Total—45

| | |
|---|--|
| Hebert Hill Hopkins Hudson Kennard Kenney Lancaster Martiny McCallum Michot Montgomery Morrish Nevers | Salter Shaw Sneed Theriot Thompson Thornhill Travis Walsworth Warner Windhorst Winston Wooton Wright |
|---|--|

NAYS

Alario
Alexander
Ansardi
Baylor
Chaisson
Clarkson
Copelin
Daniel
Farve
Fauchaux
Glover
Green
Guillory
Total—38

| | |
|---|---|
| Holden Hunter Iles Jenkins Landrieu LeBlanc Long Marionneaux Morrell Odinet Perkins Pierre Powell | Pratt Quezaire Riddle Schneider Schwegmann Toomy Triche Welch Weston Wiggins Wilkerson Willard |
|---|---|

ABSENT

Mr. Speaker
Carter
Damico
Doerge
Durand
Flavin
Gautreaux
Total—20

| | |
|--|--|
| Jetson Johns McCain McDonald McMains Mitchell Murray | Scalise Smith, J.D.—50th Smith, J.R.—30th Stelly Strain Waddell |
|--|--|

The amendments were adopted.

Rep. Travis moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Barton
Baudoin
Bowler
Bruce
Bruneau
Chaisson
Crane
Curtis
Damico
Dewille
DeWitt
Diez
Doerge
Dupre

| | |
|--|---|
| Frith Frige Gautreaux Hammett Heaton Hebert Hill Hopkins Kennard Kenney Lancaster Landrieu LeBlanc Long Marionneaux Martiny McCallum McDonald | Nevers Pinac Powell Romero Salter Schneider Shaw Smith, J.D.—50th Sneed Stelly Theriot Thompson Thornhill Travis Triche Warner Wiggins Winston |
|--|---|

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Durand
Fauchaux
Fontenot
Total—62

Michot
Montgomery
Morrish

Wooton
Wright

NAYS

Baylor
Clarkson
Copelin
Daniel
Farve
Glover
Green
Guillory
Holden
Total—26

Hunter
Iles
Jenkins
Morrell
Odinet
Perkins
Pierre
Pratt
Quezaire

Riddle
Schwegmann
Toomy
Welch
Weston
Wilkerson
Willard
Windhorst

ABSENT

Carter
Donelon
Flavin
Hudson
Jetson
Total—15

Johns
McCain
McMains
Mitchell
Murray

Scalise
Smith, J.R.—30th
Strain
Waddell
Walsworth

The Chair declared the above bill was finally passed.

Rep. Travis moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On motion of Rep. Stelly, the rules were suspended in order to call Senate Bill No. 328 from the calendar.

SENATE BILL NO. 328— BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:448(A) and 450(C) and (D)(3), relative to the Louisiana State Employees' Retirement System; to provide for the status of participants in the Deferred Retirement Option Plan; to provide for survivor benefits; to provide for computation of service credit; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Wilkerson sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wilkerson to Engrossed Senate Bill No. 328 by Senator Heitmeier

AMENDMENT NO. 1

Delete Amendment Nos. 1 through 4 proposed by the House Committee on Retirement and adopted by the House on June 14, 1999.

AMENDMENT NO. 2

On page 1, between "(D)(3)," and "relative to" insert "1316, and 2175(E)(6)"

AMENDMENT NO. 3

On page 1, line 3, between "Retirement" and "to" delete "System;" and insert in lieu thereof "System, the State Police Pension and Retirement System, and the Sheriffs' Pension and Relief Fund;"

AMENDMENT NO. 4

On page 1, at the end of line 4, add "provide with respect to recomputation of benefits of certain active employees and certain participants in the Deferred Retirement Option Plan; to provide regarding the benefits of minor children whose parent is killed in the line of duty with no surviving spouse; to"

AMENDMENT NO. 5

On page 1, line 9, between "(D)(3)" and "are" insert "1316, and 2175(E)(6),"

AMENDMENT NO. 6

In Amendment No. 5 proposed by the House Committee on Retirement and adopted by the House on June 14, 1999, between lines 13 and 14, insert:

§1316. Death in the line of duty; Pension pension of surviving spouse of deceased employee; minor children with no surviving spouse

A. The surviving spouse of any state police employee whose death results from injury received in line of duty shall be pensioned at seventy-five percent of the salary being received by the employee at the time of the injury. This pension shall be paid only so long as the surviving spouse is eligible under the provisions of this Chapter.

"B.(1) If there is no surviving spouse of any state police employee whose death results from injury received in line of duty, then any surviving minor children shall be pensioned at the amounts set forth in Subsection A of this Section.

(2) As each minor child reaches eighteen years of age, or twenty-three years of age if a student, he shall receive no further benefits and the monthly pension shall be reduced by the amount previously paid to him."

On motion of Rep. Wilkerson, the amendments were adopted.

Rep. Alario sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 328 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 11:448(A)" and insert "R.S. 11:441(F), 448(A),"

AMENDMENT NO. 2

On page 1, line 6, after the semicolon ";," insert "to provide for retirement eligibility at any age after twenty-five years of service for employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development;"

AMENDMENT NO. 3

On page 1, line 9, delete "R.S. 448(A)" and insert "R.S. 11:441(F), 448(A)."

AMENDMENT NO. 4

On page 1, between lines 10 and 11, insert the following:

§441. Eligibility for retirement

* * *

F. Notwithstanding the provisions of Subsection A of this Section or any other provision of law to the contrary, employees of the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development who are members of the system shall be eligible for retirement at any age upon attaining twenty-five or more years of service credit, at least ten of which were served immediately prior to application for retirement in a position with the bridge police section of the Crescent City Connection Division of the Department of Transportation and Development. ~~This retirement option shall only be available to employees hired after July 1, 1997, and~~ The employee contribution rate shall be 8.5% for these employees.

* * *

On motion of Rep. Alario, the amendments were adopted.

Rep. Stelly moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Heaton | Pratt |
| Ansardi | Hebert | Quezaire |
| Barton | Hill | Riddle |
| Baudoin | Holden | Romero |
| Baylor | Hopkins | Salter |
| Bowler | Hunter | Scalise |
| Bruce | Iles | Schneider |
| Bruneau | Jenkins | Schwegmann |
| Carter | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Denville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |
| Diez | McCain | Triche |
| Doerge | McCallum | Walsworth |
| Donelon | McDonald | Warner |
| Dupre | McMains | Welch |
| Durand | Michot | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinot | Wooton |
| Glover | Perkins | Wright |
| Green | Pierre | |

Total—98

NAYS

Total—0

ABSENT

| | | |
|---------|----------|---------|
| Farve | Mitchell | Waddell |
| Hudson | Strain | |
| Total—5 | | |

The Chair declared the above bill was finally passed.

Rep. Stelly moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Major State Calendar

SENATE BILL NO. 822—

BY SENATORS EWING, HOLLIS AND JOHNSON

AN ACT

To enact R.S. 27:271, relative to casino gaming operations; to provide relative to the distribution of casino revenue; to provide for credit for certain payments; and to provide for related matters.

Read by title.

Rep. Alario sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Reengrossed Senate Bill No. 822 by Senator Ewing, et al.

AMENDMENT NO. 1

On page 1, at the end of line 16, insert the following:

"In no event shall the total amount of such services contract exceed six million dollars."

AMENDMENT NO. 2

On page 3, after line 11, insert the following:

"Section 3. The provisions of this Act shall become null and void on June 30, 2000."

On motion of Rep. Alario, the amendments were adopted.

Rep. DeWitt moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Hebert | Pratt |
| Ansardi | Hill | Quezaire |
| Barton | Holden | Romero |
| Baudoin | Hopkins | Salter |
| Baylor | Hudson | Schwegmann |
| Bowler | Hunter | Shaw |
| Bruce | Iles | Smith, J.D.—50th |

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| | | |
|-----------|-------------|------------------|
| Bruneau | Jetson | Smith, J.R.—30th |
| Chaisson | Johns | Sneed |
| Clarkson | Kennard | Stelly |
| Copelin | Kenney | Theriot |
| Curtis | Lancaster | Thompson |
| Damico | Landrieu | Thornhill |
| Deville | LeBlanc | Toomy |
| DeWitt | Long | Travis |
| Doerge | Marionneaux | Triche |
| Donelon | Martiny | Waddell |
| Dupre | McCain | Walsworth |
| Durand | McDonald | Warner |
| Farve | McMains | Welch |
| Flavin | Mitchell | Willard |
| Frith | Montgomery | Windhorst |
| Fruge | Morrell | Winston |
| Gautreaux | Murray | Wooton |
| Glover | Odinot | |
| Green | Pierre | |
| Total—82 | | |

NAYS

| | | |
|----------|---------|-----------|
| Carter | Michot | Schneider |
| Crane | Morrish | Weston |
| Daniel | Nevers | Wiggins |
| Diez | Perkins | Wilkerson |
| Faucheux | Riddle | Wright |
| Fontenot | Scalise | |
| Total—17 | | |

ABSENT

| | |
|---------|----------|
| Heaton | McCallum |
| Jenkins | Strain |
| Total—4 | |

The Chair declared the above bill was finally passed.

Rep. DeWitt moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

On joint motion of Rep. Nevers and Wilkerson, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

Regular Calendar

SENATE BILL NO. 294— BY SENATOR HEITMEIER

A JOINT RESOLUTION

Proposing to amend Article X, Section 10(A)(1) of the Constitution of Louisiana, relative to state and city civil service rules; to authorize supplemental pay to certain police officers from funds available; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Called from the calendar.

Read by title.

Rep. Martiny sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 294 by Senator Heitmeier

AMENDMENT NO. 1

In the set of six House Floor Amendments proposed by Representative LeBlanc and adopted by the House on June 14, 1999, delete Amendment Nos. 1, 2 and 4 in their entirety.

AMENDMENT NO. 2

In the set of four House Floor Amendments proposed by Representative Windhorst and adopted by the House on June 14, 1999, delete Amendment No. 4 in its entirety.

AMENDMENT NO. 3

On page 2, at the end of line 18, after "citations," delete the remainder of the line and delete line 19 in its entirety and insert:

"and serving warrants while patrolling levees, bridges, waterways, and riverfronts."

AMENDMENT NO. 4

On page 3, line 9, after "citations," delete the remainder of the line and delete line 10 in its entirety and insert:

"and serving warrants while patrolling levees, bridges, waterways, and riverfronts. (Amends Article X."

Rep. Martiny moved the adoption of the amendments.

Rep. LeBlanc objected.

By a vote of 64 yeas and 29 nays, the amendments were adopted.

Acting Speaker LeBlanc in the Chair

Rep. Windhorst moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Heaton | Pratt |
| Alario | Hebert | Quezaire |
| Alexander | Hill | Romero |
| Barton | Holden | Salter |
| Baylor | Hopkins | Scalise |
| Bruce | Hudson | Schneider |
| Bruneau | Hunter | Schwegmann |
| Carter | Iles | Shaw |
| Chaisson | Jenkins | Smith, J.D.—50th |
| Clarkson | Johns | Sneed |
| Copelin | Kennard | Stelly |
| Curtis | Kenney | Theriot |
| Damico | Long | Thompson |
| Daniel | Marionneaux | Thornhill |
| Deville | Martiny | Toomy |
| DeWitt | McCallum | Travis |
| Doerge | McDonald | Waddell |
| Donelon | Mitchell | Walsworth |
| Dupre | Morrell | Warner |
| Durand | Morrish | Welch |
| Farve | Murray | Weston |
| Faucheux | Nevers | Wiggins |
| Fontenot | Odinot | Wilkerson |

Frith
Glover
Guillory
Hammett
Total—81

Perkins
Pierre
Pinac
Powell

Willard
Windhorst
Wooton
Wright

NAYS

Ansardi
Baudoin
Bowler
Crane
Diez
Total—13

Fruge
Lancaster
LeBlanc
McCain
McMains

Michot
Riddle
Winston

ABSENT

Flavin
Gautreaux
Green
Total—9

Jetson
Landrieu
Montgomery

Smith, J.R.—30th
Strain
Triche

The chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

Speaker Pro Tempore Bruneau in the Chair

Privilege Report of the Legislative Bureau

June 16, 1999

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 1036
Reported without amendments.

Respectfully submitted,

JOE SALTER
Chairman

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Willard asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 1036 (Duplicate of House Bill No. 1316)—BY SENATOR JOHNSON AND REPRESENTATIVE WILLARD
AN ACT

To enact R.S. 33:2740.46, relative to the creation of Lake Carmel Subdivision Improvement District; to provide for the rights, powers, and management, and for the objects and purposes of such district, including tax authority; and to provide for related matters.

Read by title.

Reported without amendments by the Legislative Bureau.

On motion of Rep. Willard, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Willard, the rules were suspended in order to take up Senate Bills on Joint Resolutions on Third Reading and Final Passage at this time.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

Rep. Willard asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions just returned from the Legislative Bureau and passed to third reading, with a view of acting on the same:

Speaker Downer in the Chair

SENATE BILL NO. 1036 (Duplicate of House Bill No. 1316)—BY SENATOR JOHNSON AND REPRESENTATIVE WILLARD
AN ACT

To enact R.S. 33:2740.46, relative to the creation of Lake Carmel Subdivision Improvement District; to provide for the rights, powers, and management, and for the objects and purposes of such district, including tax authority; and to provide for related matters.

Read by title.

Rep. Willard sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Willard to Reengrossed Senate Bill No. 1036 by Senator Johnson and Representative Willard

AMENDMENT NO. 1

Delete Conforming House Floor Amendment No. 7 proposed by Representative Willard and adopted by the House on June 16, 1999.

AMENDMENT NO. 2

On page 2, delete lines 10 through 12 and insert the following:

"I-10 Service Road, the Gannon Canal, and the real property lines of lots fronting on North Lake Carmel Drive and Chatelain Court, plus all property abutting West."

AMENDMENT NO. 3

In Conforming House Floor Amendment No. 31 proposed by Representative Willard and adopted by the House on June 16, 1999, on page 4, line 17, after "only" delete the remainder of the line and delete line 18 and insert "as authorized by the Lake Carmel "

AMENDMENT NO. 4

Delete Conforming House Floor Amendments No. 39 and 40 proposed by Representative Willard and adopted by the House on June 16, 1999.

AMENDMENT NO. 5

On page 5, delete lines 19 and 20, and insert "account. The board shall remit to the district payments requested by warrant or draft not more than thirty days after the receipt of the warrant or draft. However, the city"

On motion of Rep. Willard, the amendments were adopted.

Rep. Pratt sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Pratt to the Reengrossed Senate Bill No. 1036 by Senator Johnson

AMENDMENT NO. 1

In Conforming Amendment No. 1 preposed by Representative Willard and adopted by the House on June 16, 1999, on line 5, after "R.S. 33:9601" delete the comma "," and insert ", and to enact R.S. 33:2740.46, "

AMENDMENT NO. 2

In Conforming Amendment No. 1 proposed by Representative Willard and adopted by the House on June 16, 1999, on line 11, after "fee;" and before "and" insert "to create the New Orleans Central City Economic Development District and to provide for its powers, boundaries, board of commissioners, and duties;"

AMENDMENT NO. 3

On page 6, between lines 14 and 15, insert the following:

"Section 2. R.S. 33:2740.46 is hereby enacted to read as follows:

§2740.46. NEW ORLEANS CENTRAL CITY ECONOMIC DEVELOPMENT DISTRICT

A. The New Orleans Central City Economic Development District, hereinafter referred to as the "district", is hereby created and is declared to be a body politic and political subdivision of the state of Louisiana, as defined in Article VI, Section 44 of the Constitution of Louisiana. The district, acting through its board of commissioners, the governing authority of said district, is hereby granted all of the rights, powers, privileges, and immunities granted to political subdivisions for industrial, commercial, research, and economic development purposes, excluding the power of taxation.

B. The district is established for the primary object and purpose of establishing and adopting a master economic development plan for the central city district.

C. The boundaries of the district shall be comprised of that area of the city bounded by Howard Avenue, Carondelet Street, Simon Boliver and Washington Ave.

D.(1) The board of commissioners, hereinafter referred to as the board, shall be composed of the following members:

(a)(i)One member shall be the mayor of New Orleans or his designee.

(ii)One member shall be appointed by the mayor of New Orleans.

(b)One member shall be the city councilman who represents the district, or his designee.

(c)(i)One member shall be the state senator who represents the district or his designee.

(ii)One member shall be appointed by the state senator who

represents the district.

(d)Two members shall be the state representatives who represent the district or their designees.

(e)Three members shall be of and appointed by Central City Partnership.

(f)Two members shall be of and appointed by the Aretha Castle Halley Business Association.

(2) In preparation of the economic development plan, as provided in Subsection A of this Section, the board shall make careful and comprehensive surveys and studies of present conditions and future economic growth of the district. A plan shall be made with the general purpose of guiding and accomplishing a coordinated, adjusted, and harmonious economic development plan of the district, which will, in accordance with present and future needs, best promote the natural, cultural, and economic resources of the district and the citizens and businesses in the district."

AMENDMENT NO. 4

In Conforming Amendment No.47 proposed by Representative Willard and adopted by the House on June 16, 1999, on line 11, change "Section 2." to "Section 3."

Point of Order

Rep. Bowler asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

On motion of Rep. Pratt, the amendments were withdrawn.

Rep. Willard moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Odinot |
| Alario | Guillory | Pierre |
| Alexander | Hammett | Pinac |
| Ansardi | Heaton | Pratt |
| Barton | Hebert | Riddle |
| Baudoin | Hill | Romero |
| Baylor | Holden | Salter |
| Bowler | Hopkins | Scalise |
| Bruce | Hudson | Schneider |
| Bruneau | Hunter | Schwegmann |
| Carter | Iles | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Deville | LeBlanc | Thompson |
| DeWitt | Long | Thornhill |
| Diez | Marionneaux | Toomy |
| Doerge | Martiny | Travis |

| | | |
|-----------|------------|-----------|
| Donelon | McCain | Waddell |
| Dupre | McCallum | Walsworth |
| Durand | McDonald | Warner |
| Farve | McMains | Welch |
| Faucheux | Michot | Weston |
| Flavin | Mitchell | Wiggins |
| Fontenot | Montgomery | Wilkerson |
| Frith | Morrell | Willard |
| Fruge | Morrish | Windhorst |
| Gautreaux | Murray | Wooton |
| Glover | Nevers | Wright |
| Total—93 | | |

NAYS

| | | |
|---------|---------|---------|
| Daniel | Jenkins | Perkins |
| Total—3 | | |

ABSENT

| | | |
|---------|----------|---------|
| Crane | Quezaire | Winston |
| Jetson | Strain | |
| Powell | Triche | |
| Total—7 | | |

The Chair declared the above bill was finally passed.

Rep. Willard moved to reconsider the vote by which the above bill was finally passed, and, on her own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

Rep. Hunter moved to suspend the rules to reconsider the vote by which Senate Bill No. 1003 failed to pass on the same legislative day.

Rep. McMains objected.

By a vote of 52 yeas and 41 nays, the House refused to suspend the rules.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 362: Reps. Stelly, Diez, and Copelin.

Suspension of the Rules

On motion of Rep. Alario, the rules were suspended in order to take up House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments were taken up and acted upon as follows:

HOUSE BILL NO. 167—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 22:1419(A)(2), relative to the dedication of assessments paid by certain insurers; to increase the dedication to the Municipal Fire and Police Civil Service Operating Fund; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 167 by Representative Alario

AMENDMENT NO. 1

On page 1, line 12 after "two" delete "and one-half" and insert "one-fourth"

AMENDMENT NO. 2

On page 1, line 14 between "year" and "by insurers" change the comma "," to a semicolon ";" and insert the following:

"two and thirty-seven hundredths of one percent of the direct gross premiums received in this state, in the year 2001; and two and one-half hundredths of one percent of the direct gross premiums received in the state, in the year 2003 and every year thereafter"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 167 by Representative Alario

AMENDMENT NO. 1

In Amendments proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 167 by Representative Alario, and adopted by the Senate on May 27, 1999, in Amendment No. 1, on line 2, after "delete" and before "one-half" delete "and".

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Hebert | Pratt |
| Alario | Hill | Quezaire |
| Ansardi | Holden | Riddle |
| Barton | Hopkins | Romero |
| Baudoin | Hudson | Salter |
| Bowler | Hunter | Scalise |
| Bruce | Iles | Schneider |
| Bruneau | Jenkins | Schwegmann |
| Carter | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kenney | Smith, J.R.—30th |
| Copelin | Lancaster | Sneed |
| Curtis | Landrieu | Stelly |
| Daniel | LeBlanc | Theriot |
| Denville | Long | Thompson |
| DeWitt | Marionneaux | Thornhill |
| Diez | Martiny | Toomy |
| Doerge | McCain | Travis |
| Donelon | McCallum | Triche |
| Dupre | McDonald | Waddell |
| Durand | McMains | Walsworth |
| Farve | Michot | Warner |
| Faucheux | Montgomery | Welch |

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| | | |
|-----------|---------|-----------|
| Flavin | Morrell | Weston |
| Fruge | Morrish | Wilkerson |
| Gautreaux | Murray | Willard |
| Glover | Nevers | Windhorst |
| Green | Odinet | Winston |
| Guillory | Perkins | Wooton |
| Hammett | Pierre | Wright |
| Heaton | Pinac | |
| Total—92 | | |

NAYS

Total—0

ABSENT

| | | |
|-----------|----------|---------|
| Alexander | Fontenot | Powell |
| Baylor | Frith | Strain |
| Crane | Kennard | Wiggins |
| Damico | Mitchell | |
| Total—11 | | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 179—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 51:1941(3) and (6), 1943(A), and 1944(A)(introductory paragraph) and to enact R.S. 51:1948(D), relative to motor vehicle warranties; to include motor home in the definition of motor vehicle; to provide for time limits to conform to warranties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 179 by Representative Travis

AMENDMENT NO. 1

On page 1, line 4, after "include" insert "the chassis and drive train of a"

AMENDMENT NO. 2

On page 2, line 4, after "include" insert "the chassis and drive train of"

AMENDMENT NO. 3

On page 2, at the beginning of line 13, after "A." insert "(1)"

AMENDMENT NO. 4

On page 2, between lines 21 and 22, insert the following:

"(2)(a) Notwithstanding the provisions of Paragraph (1) of this Subsection, in the case of a motor home, the consumer shall provide written notification to the manufacturer of any of the following:

(i) The need to repair the nonconformity.

(ii) Evidence of a cumulative total of at least ninety days of the motor home being out of service.

(iii) Evidence that the same nonconformity has been subject to repair four or more times by the manufacturer, its agent, or its authorized dealer within the warranty term or during a period of one year following the date of the original delivery of the motor vehicle to the consumer, whichever is the earlier date.

(b) Upon such notification, the manufacturer shall have a final attempt to repair the vehicle. The manufacturer shall have five business days upon receipt of such notification to respond to the consumer as to where the motor home may be delivered for repair. The repair facility shall be one which is authorized by the manufacturer to perform the necessary warranty work.

(c) Once delivered, the repair facility shall have ten business days within which to conform the vehicle to the applicable warranty. The time periods provided for in this Paragraph may only be extended if the consumer authorizes such extension in writing.

(3) If a manufacturer fails to respond to the consumer or to perform the repairs within the time periods described in Paragraphs (1) and (2) of this Subsection, such manufacturer shall be deemed to have waived his rights to a final attempt to cure the nonconformity."

AMENDMENT NO. 5

On page 2, at the beginning of line 24, after "A." change "If" to If a nonconformity in a motor home has not been repaired within the time periods provided for in R.S. 32:1943(A)(2), or if"

AMENDMENT NO. 6

On page 2, delete line 26, and insert "delivery to the consumer of the a motor vehicle which is not a mobile home to the consumer, which ever is the earlier,"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Hammett | Pierre |
| Alario | Heaton | Pinac |
| Alexander | Hebert | Pratt |
| Ansardi | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kennedy | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Faucheux | Michot | Welch |
| Flavin | Mitchell | Weston |

| | | |
|-----------|------------|-----------|
| Fontenot | Montgomery | Wiggins |
| Frith | Morrell | Wilkerson |
| Früge | Morrish | Willard |
| Gautreaux | Murray | Windhorst |
| Glover | Nevers | Winston |
| Green | Odinet | Wooton |
| Guillory | Perkins | Wright |
| Total—99 | | |

NAYS

Total—0

ABSENT

| | |
|---------|--------|
| Barton | Powell |
| Farve | Strain |
| Total—4 | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 454—

BY REPRESENTATIVE LANCASTER
AN ACT

To amend and reenact R.S. 37:1368(H), relative to the licensure of plumbers; to provide for the issuance of a special endorsement for water supply protection specialists; to provide for exceptions to examination requirement; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 454 by Representative Lancaster

AMENDMENT NO. 1

On page 1, line 2, after "37:1368(H)" and before the comma "," insert "and to enact R.S. 37:1366(I)"

AMENDMENT NO. 2

On page 1, at the end of line 2, after "plumbers;" add "to authorize the establishment of minimum requirements for continuing professional development;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 37:1366(I) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"§1366. Duties of the board

* * *

R.S. 37:1366(I) is all proposed new law.

I. The board may establish and determine by rule minimum requirements relative to continuing professional development for the renewal or reinstatement of any license or special endorsement issued

by the board.

* * *

AMENDMENT NO. 5

On page 2, after line 17, insert the following:

"Section 2. This Act shall become effective on January 1, 2000; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on January 1, 2000, or on the day following such approval by the legislature, whichever is later."

Rep. Lancaster moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Heaton | Pinac |
| Alexander | Hebert | Pratt |
| Ansardi | Hill | Quezaire |
| Barton | Holden | Riddle |
| Baudoin | Hopkins | Romero |
| Baylor | Hudson | Salter |
| Bowler | Hunter | Scalise |
| Bruce | Iles | Schneider |
| Bruneau | Jenkins | Shaw |
| Carter | Jetson | Smith, J.D.—50th |
| Chaisson | Johns | Smith, J.R.—30th |
| Clarkson | Kennard | Sneed |
| Copelin | Kennedy | Stelly |
| Crane | Lancaster | Theriot |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Toomy |
| Denville | Marionneaux | Travis |
| DeWitt | Martiny | Triche |
| Diez | McCain | Waddell |
| Donelon | McCallum | Walsworth |
| Dupre | McDonald | Warner |
| Durand | McMains | Welch |
| Farve | Michot | Weston |
| Flavin | Mitchell | Wiggins |
| Fontenot | Montgomery | Wilkerson |
| Frith | Morrell | Willard |
| Früge | Morrish | Windhorst |
| Gautreaux | Murray | Winston |
| Glover | Nevers | Wooton |
| Green | Odinet | Wright |
| Guillory | Perkins | |
| Hammett | Pierre | |
| Total—97 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|----------|------------|
| Alario | Faucheux | Schwegmann |
| Doerge | Powell | Strain |
| Total—6 | | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1070 (Duplicate of Senate Bill No. 807)—

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BY REPRESENTATIVE ALEXANDER AND SENATOR LANDRY

AN ACT

To amend and reenact R.S. 37:1263, 1264, and 1265, relative to the Louisiana State Board of Medical Examiners; to change the membership of the board; to change the terms of board members; to provide for initial terms of new members; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Reengrossed House Bill No. 1070 by Representative Alexander

AMENDMENT NO. 1

On page 3, line 12, after "B." change "Five" to "Four"

Rep. Alexander moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Pratt |
| Alexander | Heaton | Quezaire |
| Ansardi | Hebert | Riddle |
| Barton | Hill | Romero |
| Baudoin | Hopkins | Salter |
| Baylor | Hudson | Scalise |
| Bowler | Hunter | Schneider |
| Bruce | Iles | Schwegmann |
| Bruneau | Jenkins | Shaw |
| Carter | Jetson | Smith, J.D.—50th |
| Chaisson | Johns | Smith, J.R.—30th |
| Clarkson | Kennard | Sneed |
| Copelin | Kenney | Stelly |
| Crane | Lancaster | Theriot |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Toomy |
| Denville | Marionneaux | Travis |
| DeWitt | Martiny | Triche |
| Diez | McCain | Waddell |
| Doerge | McCallum | Walsworth |
| Donelon | McDonald | Warner |
| Dupre | McMains | Welch |
| Durand | Michot | Weston |
| Farve | Mitchell | Wiggins |
| Faucheux | Montgomery | Wilkerson |
| Flavin | Morrell | Willard |
| Fontenot | Morrish | Windhorst |
| Frith | Murray | Winston |
| Fruge | Nevers | Wooton |
| Gautreaux | Odinet | Wright |
| Glover | Perkins | |
| Green | Pierre | |
| Total—100 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|--------|--------|
| Holden | Powell | Strain |
| Total—3 | | |

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1130—

BY REPRESENTATIVE DIEZ

AN ACT

To amend and reenact R.S. 32:771(18) and to enact R.S. 32:771(19) and 1261, relative to used motor vehicles; to provide for the definition of "water- damaged vehicle"; to authorize setting aside the sale, transfer, or conveyance of a used motor vehicle under certain circumstances; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1130 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 32:771(18)" insert "and 774.2(A)"

AMENDMENT NO. 2

On page 1, line 8, after "R.S. 32:771(18)" delete "is" and insert "and 774.2(A) are"

AMENDMENT NO. 3

On page 1, after line 18, insert the following:

"§774.2. Sale of used water damaged vehicles

A. No used motor vehicle dealer, ~~nor any private person~~ nor any person or entity, shall sell, transfer, or convey any used motor vehicle to any person without notifying the buyer or receiver of the vehicle in writing of the extent of any water damage from flooding which occurred to the vehicle prior to the transaction.

* * *

AMENDMENT NO. 4

On page 2, line 2, after "dealer," delete "~~nor any private person~~" and insert "nor any person or entity"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|----------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Pratt |
| Alexander | Heaton | Quezaire |

| | | |
|-----------|-------------|------------------|
| Ansardi | Hebert | Riddle |
| Barton | Hill | Romero |
| Baudoin | Holden | Salter |
| Baylor | Hudson | Scalise |
| Bowler | Iles | Schneider |
| Bruce | Jenkins | Schwegmann |
| Bruneau | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Theriot |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Toomy |
| Deville | Marionneaux | Travis |
| DeWitt | Martiny | Triche |
| Diez | McCain | Waddell |
| Doerge | McCallum | Walsworth |
| Donelon | McDonald | Warner |
| Dupre | McMains | Welch |
| Durand | Michot | Weston |
| Farve | Mitchell | Wiggins |
| Faucheux | Montgomery | Wilkerson |
| Flavin | Morrell | Willard |
| Fontenot | Morrish | Windhorst |
| Frith | Murray | Winston |
| Fruge | Nevers | Wooton |
| Gautreaux | Odinet | Wright |
| Glover | Perkins | |
| Green | Pierre | |
| Total—97 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|--------|--------|
| Carter | Hunter | Stelly |
| Hopkins | Powell | Strain |
| Total—6 | | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1333—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 45:164 and 180.1(E), to enact R.S. 45:162(19), and to repeal R.S. 45:172(A)(6), relative to the public service commission; to provide relative to wrecker and towing services and limousine services; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 1333 by Representative Travis

AMENDMENT NO. 1

On page 2, between lines 20 and 21, insert the following:

"D. Nothing in this Section shall be construed to effect any ordinance, enacted by a local governing authority and in effect on the effective date of this Act, which requires any limousine service to

prove public convenience and necessity as a requirement to operate within such parish or municipality."

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Pratt |
| Alexander | Heaton | Quezaire |
| Ansardi | Hebert | Riddle |
| Barton | Hill | Romero |
| Baudoin | Hopkins | Salter |
| Bowler | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Iles | Schwegmann |
| Carter | Jenkins | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Deville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |
| Diez | McCain | Triche |
| Doerge | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinet | Wooton |
| Glover | Perkins | Wright |
| Green | Pierre | |
| Total—98 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|--------|--------|
| Baylor | Jetson | Strain |
| Holden | Powell | |
| Total—5 | | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1335—

BY REPRESENTATIVE MARIONNEAUX

AN ACT

To amend and reenact R.S. 22:672(D)(1), relative to motor vehicles towed and stored for repairs; to provide for towing; to provide for storage fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 1335 by Representative Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete "22:672(D)(1)," and insert "22:672(A) and R.S. 45:180.1(C) and to repeal R.S. 22:672(D)(1),"

AMENDMENT NO. 2

On page 1 line 3, after "for towing; to provide for" delete the remainder of the line and insert "regulation of storage fees by the Public Service Commission;"

AMENDMENT NO. 3

On page 1 line 6, after "Section 1." delete "R.S. 22:672(D)(1)" and insert R.S. 22:672(A)"

AMENDMENT NO. 4

On page 1, between lines 10 and 11, insert the following:

"A. An automobile insurance policy shall not be construed to allow an insurer to assume or accede to the legal title of a motor vehicle without assuming credit obligations of the insured owner of the motor vehicle for charges for towing and storage services associated with the incident from which the insurance coverage arises. Such charges for storage services shall not exceed any maximum charge set by this Section; by the Public Service Commission pursuant to its legal authority under R.S. 45:180.1, or as otherwise provided by law.

* * *

AMENDMENT NO. 5

On page 1, delete lines 11 through 17, and on page 2, delete lines 1 and 2, and insert the following:

"Section 2. R.S. 45:180.1(C) is hereby amended and reenacted to read as follows:

§180.1. Wreckers and towing services

* * *

C.(1) The commission has power and authority necessary to supervise, govern, regulate and control the business of the operation and use of wreckers and towing services, to designate classes and categories of said vehicles, to fix reasonable and just rates, fares, tolls, charges for storage services, or charges for the commodities furnished or services rendered by persons engaging in the operation and use of said vehicles.

(2) The power, authority and duties of the commission shall include all matters connected with: the service to be given or rendered, the records to be kept by persons engaged in said business, and except as otherwise provided, the power to adopt and enforce such reasonable rules, regulations and modes or procedure as it may deem proper for the discharge of its duties, to summon and compel the attendance of witnesses, to swear witnesses, to compel the production of books and papers, to take testimony under commission and punish for contempt as fully as is provided for by law by the district courts, to prescribe and require the furnishing and filing of tariffs and schedules.

(3) The commission shall be charged with the duty of policing and enforcing the provisions of this section. Its duly appointed officers shall have authority to make arrests for violations of any of the provisions of this section, orders, decisions, rules and regulations of the commission, or any part or portion thereof, and to serve any notice, order or subpoena issued by any court, the commission, its secretary or any employee authorized to issue same, and to this end shall have full authority throughout the state. Such officers upon reasonable belief that any motor vehicle is being operated in violation of any provisions of this section shall be authorized to require the driver thereof to stop and exhibit the registration certificate issued for such vehicle, to submit to such officers for inspection any and all bills of lading, waybills, invoices or other evidences of the character of the lading being transported in such vehicle and to permit such officer to inspect the contents of such vehicle for the purpose of comparing same with bills of lading, waybills, invoices or other evidences of ownership or of transportation for compensation.

(4) It shall be the further duty of such enforcement officers to impound any books, papers, bills of lading, waybills, and invoices which would indicate the transportation service being performed is in violation of this section, subject to the further orders of the commission.

* * *

Section 3. R.S. 22:672(D) is hereby repealed in its entirety.

Section 4. Section 3 of this Act shall become effective on January 1, 2000."

Rep. Marionneaux moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Copelin moved that the amendments proposed by the Senate be rejected.

Rep. Marionneaux objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|----------|------------|-----------|
| Baylor | Hunter | Pierre |
| Clarkson | Iles | Pratt |
| Copelin | Jenkins | Quezaire |
| Dupre | Johns | Schneider |
| Farve | Landrieu | Weston |
| Flavin | McCain | Wilkerson |
| Green | Montgomery | Willard |
| Guillory | Morrell | Windhorst |
| Hudson | Perkins | |
| Total—26 | | |

NAYS

| | | |
|-------------|-----------|------------------|
| Mr. Speaker | Glover | Powell |
| Alario | Hammett | Riddle |
| Alexander | Hebert | Romero |
| Ansardi | Hill | Salter |
| Barton | Holden | Scalise |
| Baudoin | Hopkins | Schwegmann |
| Bowler | Jetson | Shaw |
| Bruce | Kennard | Smith, J.D.—50th |
| Carter | Kenney | Smith, J.R.—30th |
| Chaisson | Lancaster | Sneed |

| | | |
|-----------|-------------|-----------|
| Crane | LeBlanc | Stelly |
| Damico | Long | Theriot |
| Daniel | Marionneaux | Thompson |
| Deville | Martiny | Thornhill |
| DeWitt | McCallum | Toomy |
| Diez | McDonald | Travis |
| Doerge | McMains | Triche |
| Donelon | Michot | Waddell |
| Durand | Mitchell | Walsworth |
| Faucheux | Morrish | Warner |
| Fontenot | Murray | Welch |
| Frith | Nevers | Winston |
| Fruge | Odinet | Wooton |
| Gautreaux | Pinac | Wright |
| Total—72 | | |

ABSENT

| | | |
|---------|--------|---------|
| Bruneau | Heaton | Wiggins |
| Curtis | Strain | |
| Total—5 | | |

The House refused to reject the amendments.

Rep. Marionneaux insisted on his motion that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Powell |
| Alario | Guillory | Pratt |
| Alexander | Hammett | Quezaire |
| Ansardi | Heaton | Riddle |
| Barton | Hebert | Romero |
| Baudoin | Hill | Salter |
| Bowler | Holden | Scalise |
| Bruce | Hopkins | Schwegmann |
| Bruneau | Iles | Shaw |
| Carter | Jetson | Smith, J.D.—50th |
| Chaisson | Johns | Smith, J.R.—30th |
| Clarkson | Kennard | Sneed |
| Copelin | Kenney | Stelly |
| Crane | Lancaster | Theriot |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Toomy |
| Deville | Marionneaux | Travis |
| DeWitt | Martiny | Triche |
| Diez | McCain | Waddell |
| Doerge | McCallum | Walsworth |
| Donelon | McDonald | Warner |
| Dupre | McMains | Welch |
| Durand | Michot | Weston |
| Faucheux | Mitchell | Wiggins |
| Flavin | Montgomery | Wilkerson |
| Fontenot | Morrell | Willard |
| Frith | Morrish | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinet | Wooton |
| Glover | Pinac | Wright |
| Total—93 | | |

NAYS

| | | |
|--------|--------|-----------|
| Baylor | Hunter | Perkins |
| Farve | Janke | Pierre |
| Hudson | Murray | Schneider |

Total—9

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

Speaker Pro Tempore Bruneau in the Chair

HOUSE BILL NO. 1373—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 37:795(introductory paragraph), (2)(a), (d), (i), (j), and (k) and (3)(c), (g), and (h), to enact R.S. 37:795(2)(l), (m), and (n) and (3)(i), and to repeal R.S. 37:769, relative to the Louisiana State Board of Dentistry; to revise the fees and costs schedule of the board; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Conforming Amendments proposed by Senator Dardenne to Reengrossed House Bill No. 1373 by Representative Walsworth (Duplicate of Senate Bill No. 773 by Senator Dardenne)

AMENDMENT NO. 1

On page 1, line 4, delete "and to repeal R.S. 37:769,"

AMENDMENT NO. 2

On page 1, line 18, after "secretary/treasurer." delete the remainder of the line and delete lines 19 and 20 in their entirety.

AMENDMENT NO. 3

On page 2, line 1, delete "range schedule provided in this Section."

AMENDMENT NO. 4

On page 2, line 9, after "licensing" delete the remainder of the line and insert in lieu thereof the following:

| | |
|------------|-------------|
| "\$ 300.00 | \$1,500.00" |
|------------|-------------|

AMENDMENT NO. 5

On page 3, line 6, after "office" delete the remainder of the line and insert in lieu thereof the following:

| | |
|------------|------------|
| "\$ 150.00 | \$ 500.00" |
|------------|------------|

AMENDMENT NO. 6

On page 3, line 8, after "permit" delete the remainder of the line and insert in lieu thereof the following:

| | |
|------------|------------|
| "\$ 250.00 | \$ 500.00" |
|------------|------------|

AMENDMENT NO. 7

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On page 3, line 10, after "permit" delete the remainder of the line and insert in lieu thereof the following:

"\$ 50.00 \$ 500.00"

AMENDMENT NO. 8

On page 3, line 11, after "permit" delete the remainder of the line and insert in lieu thereof the following:

"\$ 50.00 \$ 200.00"

AMENDMENT NO. 9

On page 4, line 4, after "anesthesia" delete the remainder of the line and insert in lieu thereof the following:

"\$ 100.00 \$ 200.00"

AMENDMENT NO. 10

On page 4, line 7, after "anesthesia" delete the remainder of the line and insert in lieu thereof the following:

"\$ 100.00 \$ 600.00"

AMENDMENT NO. 11

On page 4, delete line 8 in its entirety.

Rep. Walsworth moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Copelin moved that the amendments proposed by the Senate be rejected.

Rep. Walsworth objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|------------|-----------|
| Alario | Farve | Nevers |
| Alexander | Faucheux | Perkins |
| Barton | Glover | Pierre |
| Baylor | Green | Pinac |
| Bowler | Guillory | Powell |
| Bruce | Heaton | Pratt |
| Carter | Holden | Quezaire |
| Clarkson | Hudson | Romero |
| Copelin | Hunter | Theriot |
| Curtis | Jenkins | Thornhill |
| Damico | Jetson | Travis |
| Denville | McCain | Waddell |
| DeWitt | Mitchell | Warner |
| Diez | Montgomery | Welch |
| Doerge | Morrell | Weston |
| Dupre | Morrish | Wilkerson |
| Durand | Murray | Willard |
| Total—51 | | |

NAYS

| | | |
|---------|-----------|------------|
| Ansardi | Kennard | Scalise |
| Baudoin | Kenney | Schneider |
| Bruneau | Lancaster | Schwegmann |

| | | |
|----------|-------------|------------------|
| Chaisson | Landrieu | Shaw |
| Crane | LeBlanc | Smith, J.R.—30th |
| Daniel | Long | Sneed |
| Donelon | Marionneaux | Thompson |
| Flavin | Martiny | Toomy |
| Fontenot | McCallum | Triche |
| Frith | McDonald | Walsworth |
| Fruge | McMains | Wiggins |
| Hebert | Michot | Windhorst |
| Hill | Odinet | Winston |
| Iles | Riddle | Wooton |
| Johns | Salter | Wright |

Total—45

ABSENT

| | | |
|-------------|------------------|--------|
| Mr. Speaker | Hopkins | Strain |
| Gautreaux | Smith, J.D.—50th | |
| Hammett | Stelly | |
| Total—7 | | |

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1070: Reps. Alexander, Travis, and Fontenot.

HOUSE BILL NO. 1395—

BY REPRESENTATIVES LONG, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, CLARKSON, DURAND, GLOVER, SCHWEGMANN, AND WIGGINS AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 46:450.2(C), relative to nonemergency, nonambulance transportation service providers; to provide for classes of violations by a provider; to provide for civil fines for violations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Engrossed House Bill No. 1395 by Representative Long

AMENDMENT NO. 1

On pages 2, delete lines 11 and 12 and insert the following:

"(d) Failure to report to law enforcement authorities a vehicular accident involving a vehicle used to provide Medicaid transportation."

AMENDMENT NO. 2

On page 3, delete lines 4 and 5 and insert the following:

"(a) Failure to report to the Department of Health and Hospitals a vehicular accident involving a vehicle used to provide Medicaid transportation."

AMENDMENT NO. 3

On page 3, line 9, after "vehicle" insert "used to provide Medicaid transportation"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 1395 by Representative Long

AMENDMENT NO. 1

On page 2, line 23, after "illegal" delete "or improper"

Rep. Long moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pratt |
| Alario | Heaton | Quezaire |
| Alexander | Hebert | Riddle |
| Ansardi | Hill | Romero |
| Barton | Holden | Salter |
| Baudoin | Hopkins | Scalise |
| Baylor | Hudson | Schneider |
| Bowler | Hunter | Schwegmann |
| Bruce | Iles | Shaw |
| Bruneau | Jenkins | Smith, J.D.—50th |
| Carter | Johns | Smith, J.R.—30th |
| Chaisson | Kennard | Sneed |
| Copelin | Lancaster | Stelly |
| Crane | Landrieu | Theriot |
| Curtis | LeBlanc | Thompson |
| Damico | Long | Thornhill |
| Daniel | Marionneaux | Toomy |
| Deville | Martiny | Travis |
| DeWitt | McCain | Triche |
| Diez | McDonald | Waddell |
| Doerge | McMains | Walsworth |
| Donelon | Michot | Warner |
| Dupre | Mitchell | Welch |
| Durand | Montgomery | Weston |
| Farve | Morrell | Wiggins |
| Faucheux | Morrish | Wilkerson |
| Flavin | Murray | Willard |
| Fontenot | Nevers | Windhorst |
| Frith | Odinet | Winston |
| Fruge | Perkins | Wooton |
| Gautreaux | Pierre | Wright |
| Glover | Pinac | |
| Green | Powell | |
| Total—97 | | |

NAYS

| | |
|---------|--------|
| Jetson | Kenney |
| Total—2 | |

ABSENT

| | |
|----------|----------|
| Clarkson | McCallum |
| Hammett | Strain |
| Total—4 | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1445—

BY REPRESENTATIVES WINDHORST AND SCHNEIDER
AN ACT

To amend and reenact R.S. 15:572.2 and 574.2(A)(3) and to enact R.S. 15:829.1, relative to donations and sales by prisoners and prison enterprises to certain persons; to provide that the chairmen and the other members of the boards of pardon and parole and administrative employees of corrections services within the Department of Public Safety and Corrections shall not receive or purchase anything of value from any inmate or from prison enterprises; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 1445 by Representative Windhorst

AMENDMENT NO. 1

On page 1, line 2, after "(A)(3)" delete the remainder of the line and on line 3, delete "15:892.1"

AMENDMENT NO. 2

On page 1, line 5, after "parole" delete the remainder of the line, delete line 6, and on line 7, delete "Safety and Corrections"

AMENDMENT NO. 3

On page 1, line 12, delete "and R.S. 15:829.1 is hereby enacted"

AMENDMENT NO. 4

On page 2, delete lines 22 through 26

Rep. Windhorst moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. McCain moved that the amendments proposed by the Senate be rejected.

Rep. Windhorst objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-------------|------------------|
| Alario | Hebert | Salter |
| Alexander | Holden | Schneider |
| Ansardi | Hopkins | Schwegmann |
| Baudoin | Hunter | Smith, J.D.—50th |
| Bowler | Iles | Smith, J.R.—30th |
| Bruneau | Kennard | Sneed |
| Chaisson | Kenney | Stelly |
| Clarkson | Landrieu | Theriot |
| Curtis | LeBlanc | Thompson |
| Damico | Marionneaux | Thornhill |
| Deville | McCain | Toomy |
| DeWitt | McCallum | Travis |
| Donelon | McDonald | Triche |

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Dupre
Durand
Fauchaux
Fruge
Glover
Green
Guillory
Hammett
Total—61

Montgomery
Murray
Nevers
Pinac
Powell
Quezaire
Riddle
Romero

Waddell
Warner
Weston
Wilkerson
Willard
Wright

NAYS

Baylor
Bruce
Copelin
Crane
Daniel
Farve
Flavin
Frith
Hudson
Jenkins
Total—28

Jetson
Johns
Long
Martiny
McMains
Michot
Morrish
Odinet
Perkins
Pierre

Pratt
Scalise
Shaw
Walsworth
Welch
Windhorst
Winston
Wooton

ABSENT

Mr. Speaker
Barton
Carter
Diez
Doerge
Total—14

Fontenot
Gautreaux
Heaton
Hill
Lancaster

Mitchell
Morrell
Strain
Wiggins

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1463— BY REPRESENTATIVE WILKERSON AN ACT

To amend and reenact R.S. 11:3442(8), relative to the Firemen's Pension and Relief Fund for the City of Shreveport; to provide with respect to benefits; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1463 by Representative Wilkerson

AMENDMENT NO. 1

On page 2, line 6, before "the total" change "Provided, however, that" to "However,"

AMENDMENT NO. 2

On page 2, line 8, following "pay" insert a period and delete the remainder of the line, and on line 9 before "payment" change "that said" to "The"

AMENDMENT NO. 3

On page 2, line 11, before "widow" change "Provided further that, no" to "No"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bean to Engrossed House Bill No. 1463 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 2, between "(8)" and the comma "," insert "and (10)"

AMENDMENT NO. 2

On page 1, line 10, change "is" to "and (10) are"

AMENDMENT NO. 3

On page 1, line 17, change "widow" to "spouse"

AMENDMENT NO. 4

On page 2, line 1, change "widow" to "surviving spouse" and on line 2 change "her" to "the surviving spouse's"

AMENDMENT NO. 5

On page 2, line 7, change "widow" to "spouse"

AMENDMENT NO. 6

On page 2, line 11, change "widow" to "surviving spouse"

AMENDMENT NO. 7

On page 2, line 12, change "she" to "the spouse", on line 13, change "his" to "the member's" and change "him" to "the member"

AMENDMENT NO. 8

On page 3, between lines 7 and 8, insert the following:

" * * *

(10) In the event of the death of a member of the Fire Department as aforesaid in Paragraph (8) hereof leaving no wife surviving spouse, but leaving dependent children under the age of eighteen years, or dependent parents, each of said dependents shall be entitled to and shall be paid a sum equal to seventeen and one-half per cent of a beginner fireman's salary, provided that the total benefits payable to dependents under this ~~subsection~~ Paragraph shall not exceed a sum equal to fifty per cent of a beginner fireman's salary; provided further that these benefits shall be payable until such dependent child reaches the age of eighteen years or marries, whichever occurs first."

Rep. Wilkerson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Baudoin
Baylor
Bowler
Bruce
Bruneau
Carter

Guillory
Hammett
Heaton
Hebert
Hill
Holden
Hopkins
Hudson
Hunter
Iles

Pierre
Pinac
Powell
Pratt
Quezaire
Riddle
Romero
Salter
Scalise
Schneider

| | | |
|-----------|-------------|------------------|
| Chaisson | Jenkins | Schwegmann |
| Clarkson | Jetson | Shaw |
| Copelin | Johns | Smith, J.D.—50th |
| Crane | Kennard | Smith, J.R.—30th |
| Curtis | Kenney | Sneed |
| Damico | Lancaster | Stelly |
| Daniel | Landrieu | Theriot |
| Deville | Long | Thompson |
| DeWitt | Marionneaux | Thornhill |
| Diez | Martiny | Toomy |
| Doerge | McCain | Travis |
| Donelon | McCallum | Triche |
| Dupre | McDonald | Waddell |
| Durand | McMains | Walsworth |
| Farve | Michot | Warner |
| Faucheux | Mitchell | Welch |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—99 | | |

NAYS

Total—0

ABSENT

| | |
|---------|--------|
| Barton | Strain |
| LeBlanc | Weston |
| Total—4 | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1464—

BY REPRESENTATIVE WILKERSON
AN ACT

To direct the Department of Transportation and Development to cut and remove the trees and brush at the intersection of Interstate Highway 20 and Louisiana Highway 149 in Grambling; to cut the grass; to clear the area of all litter, yard waste, trash, and debris; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1464 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, at the end of line 2, change "cut and" to "substantially thin"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "remove" and after "and" add "cut and remove"

AMENDMENT NO. 3

On page 1, line 9, after "to" change "cut and remove" to

"substantially thin" and after "and" add "remove the"

Rep. Wilkerson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

| |
|---------|
| Strain |
| Total—1 |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1490—

BY REPRESENTATIVE BOWLER
AN ACT

To amend and reenact R.S. 9:397.2 and 397.3(A) and (B)(2)(a), relative to paternity; to provide relative to the chain of custody and admissibility of blood or tissue sampling; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1490 by Representative Bowler

AMENDMENT NO. 1

On page 2, line 24, following "through" and before "employer's" change "their" to "his"

Rep. Bowler moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the

disagreement to House Bill No. 1373: Reps. Walsworth, Copelin, and Alexander.

HOUSE BILL NO. 1574—

BY REPRESENTATIVES TRAVIS, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1662.3(1), (2), (5), (9), and (10), 1662.6(A), (B)(1), (5), and (6), 1662.7(B), (C), (D), and (E), 1662.8(B)(2) and (4), 1662.9(A)(introductory paragraph), (4), and (5), 1662.11(A)(1), and 1662.14(A)(2) and (3)(b), to enact R.S. 40:1662.3(11) through (19), 1662.6(B)(8) and (9), 1662.7(F), 1662.8(B)(5), 1662.9(A)(6), (E), and (F), and 1662.14(A)(6), and to repeal R.S. 40:1662.10, relative to the Alarm Industry Licensing Act; to provide relative to definitions; to provide for the application and licensure of alarm contracting companies and the requirements to maintain licensure; to provide for licensure and requirements of other types of individual licenses; to provide for license renewal and continuing education requirements; to provide for classifications of offenses and prohibited acts; to delete provisions with regard to certain provisional licenses; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1574 by Representative Travis

AMENDMENT NO. 1

On page 1, line 2, after "and (10)," insert "1662.4(B),"

AMENDMENT NO. 2

On page 2, line 1, after "and (10)," insert "1662.4(B),"

AMENDMENT NO. 3

On page 4, delete line 21 and insert the following:

"§1662.4 Licensure required

* * *

B. No person or company shall knowingly aid, abet, facilitate, or otherwise assist any unlicensed person or company in engaging in alarm contracting, including but not limited to the sale of an electronic protective system as defined in this Subpart when such person or company knew or should have known that the person or company thus assisted was unlicensed.

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1574 by Representative Travis

AMENDMENT NO. 1

On page 1, line 4, and page 2, line 3, following "(4)," delete "and

(5)"; and on page 1, line 6, and page 2, line 6, after "1662.9(A)", insert "(5)."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1574 by Representative Travis

AMENDMENT NO. 1

On page 5, line 15, change "(6)" to "(6)(a)"

AMENDMENT NO. 2

On page 5, between lines 18 and 19, insert the following:

"(b) A conviction or a plea of guilty or nolo contendere shall not constitute an automatic disqualification as otherwise required pursuant to Subparagraph (a) if ten or more years has elapsed between the date of application and the successful completion or service of any sentence, deferred adjudication, or period of probation or parole, Code of Criminal Procedure Article 893 or equivalent judicial dismissal process granted.

(c) Subparagraph (b) shall not apply to any person convicted of a crime of violence as defined in R.S. 14:2(13).

(d) The office of state fire marshal may consider the seriousness and circumstances of the offense and subsequent arrests."

AMENDMENT NO. 3

On page 6, line 11, change "(2)" to "(2)(a)"

AMENDMENT NO. 4

On page 6, between lines 14 and 15, insert the following:

"(b) A conviction or a plea of guilty or nolo contendere shall not constitute an automatic disqualification as otherwise required pursuant to Subparagraph (a) if ten or more years has elapsed between the date of application and the successful completion or service of any sentence, deferred adjudication, or period of probation or parole, Code of Criminal Procedure Article 893 or equivalent judicial dismissal process granted.

(c) Subparagraph (a) shall not apply to any person convicted of a crime of violence as defined in R.S. 14:2(13).

(d) The office of state fire marshal may consider the seriousness and circumstances of the offense and subsequent arrests."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1574 by Representative Travis

AMENDMENT NO. 1

On page 3, line 23, after "Principal" change "means" to "includes"

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1592—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, AND DIEZ AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 30:2289.1(D), relative to the Department of Environmental Quality; to provide relative to hazardous waste or substances and remedial actions; to provide relative to promulgation of rules for fees for review, investigation, and oversight; to authorize the department to impose and collect certain fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental

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Quality to Reengrossed House Bill No. 1592 by Representative Damico

AMENDMENT NO. 1

On page 1, at the end of line 4, after "rules for" delete the remainder of the line and insert in lieu thereof "reimbursement of certain costs associated with the oversight of certain activities;"

AMENDMENT NO. 2

On page 1, at the beginning of line 5, delete "for review, investigation, and oversight;"

AMENDMENT NO. 3

On page 1, line 13, between "and" and "five" insert "a fee not to exceed"

AMENDMENT NO. 4

On page 1, line 15, after "provide" delete the remainder of the line and delete line 16 in its entirety and insert in lieu thereof the following:

"for reimbursement to the state of the actual direct costs associated with oversight of activities conducted pursuant to this Part, such as review, supervision, investigation, and monitoring."

AMENDMENT NO. 5

On page 1, at the beginning of line 17, delete "to be implemented by rule."

AMENDMENT NO. 6

On page 1, line 18, between "oversight" and "activities" insert "of" and between "activities" and the period "." insert "conducted pursuant to this Part"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator W. Fields to Reengrossed House Bill No. 1592 by Representative Damico

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 30:2417(B), (C), (D), (E), (F), (G), (H), (I), and (J),"

AMENDMENT NO. 2

On page 1, line 6, after "fees;" insert "to require certain used oil facilities to obtain licenses or permits from the department;"

AMENDMENT NO. 3

On page 1, between lines 7 and 8, insert the following:

"Section 1. R.S. 30:2417(B), (C), (D), (E), (F), (G), (H), (I), and (J), are hereby amended and reenacted to read as follows:"

§2417. Used oil; collection; recycling and reuse; disposal

* * *

B. Notwithstanding any other provision of law to the contrary, the regulations and guidelines promulgated pursuant to this Section shall require all used oil collection centers, transfer facilities, and

transporters as defined in LAC 33:V.4001, to obtain licenses or permits authorizing such facilities to handle used oil in compliance with this Section, if any of the above facilities or operations is also conducting processing as defined in LAC 33:V.4001. Such processing includes, but is not limited to, physical separation of water from the used oil. This Paragraph shall apply only to used oil collection centers, transfer facilities whose processing operations commence after the effective date of this Act. Nothing in this Paragraph shall apply to businesses that primarily engage in oil changes.

~~B.C.~~ Any appropriations, gifts, grants, or other monies received for used oil recycling purposes shall be remitted to the state treasurer in compliance with Article VII, Section 9(B) of the Constitution of Louisiana ~~within ten days~~ after receipt by the Department of Revenue, and ~~prior to such monies being placed in the state general fund, an amount equal to such monies received shall be deposited to the credit of~~ credited to the Used Oil Recycling Trust Fund, which is hereby established ~~as a special fund~~ in the state treasury. The monies in the Used Oil Recycling Trust Fund shall be invested by the state treasurer in the same manner as monies in the state general fund. All interest earned on money from this fund and invested by the state treasurer shall be credited to the Used Oil Recycling Trust Fund.

~~E.D.~~ The secretary shall administer the Used Oil Recycling Trust Fund and the monies shall be used to:

(1) Provide technical assistance, grants, subsidies, and loans to local government for programs to encourage collection, reuse, and proper disposal of used oil.

(2) Provide technical assistance and incentives for the collection and recycling of used oil to nongovernment collection or recycling facilities.

(3) Provide for public education and research, including advertising, training, unique incentives, and other programs, provided, however, that no more than thirty-five percent of the monies may be used for this type of activity during any fiscal year.

~~E.E.~~ The secretary shall develop guidelines to award grants, subsidies, and low interest loans to local government to encourage the establishment and maintenance of programs and facilities to reduce the improper disposal of used oil, which may include the following in the order of priority to be supported:

(1) Establishing publicly operated used oil collection facilities at landfills and other public places.

(2) Curbside pickup of used oil containers by a local government or its designee.

(3) Retrofitting solid waste equipment to promote curbside pickup or disposal of used oil at designated collection facilities.

(4) Providing containers and other materials and supplies that the public can use to store in an environmentally safe manner used oil for pickup or delivery to a collection facility.

~~E.F.~~ The following activities are prohibited:

(1) No person may knowingly collect, transport, store, recycle, use, or dispose of used oil in any manner which endangers the public health or welfare.

(2) No person may knowingly discharge or cause to be discharged used oil into sewers, drainage systems, septic tanks, or any waters or lands of the state.

(3) After July 1, 1991, no person may knowingly mix or commingle used oil with solid waste that is to be disposed of in landfills or directly knowingly dispose of used oil in solid waste landfills within the state of Louisiana unless specifically approved by the department.

(4) No person may knowingly mix or commingle used oil with hazardous substances.

(5) Used oil shall not be used for road oiling, dust control, weed abatement, or other similar uses that have the potential to release used oil into the environment.

FG. The department shall develop incentives for the reuse, recycling, and marketing of used oil. Such incentives may include a program to encourage individuals who change their own oil to return used oil to a used oil collection facility.

GH. As of July 1, 1992, no person shall knowingly dispose of used oil in any manner other than at a permitted used oil collection facility, unless specifically approved by the department. Exempt from this requirement are entities which only burn used oil generated by the burner, provided such burning is done in compliance with applicable rules of the Louisiana Department of Environmental Quality.

HJ. Nothing herein shall be construed to prohibit the collection, transportation, or disposal of used oil mixed or commingled with solid waste by any person engaged in the collection, transportation, and/or disposal of solid waste, unless it can be demonstrated that such person knew that such used oil had been mixed or commingled with the solid waste collected, transported, or disposed of and unless it can be demonstrated that it is economically and environmentally feasible to remove and recover such used oil from the solid waste collected, transported, or disposed of.

IJ. When purchasing lubricating oils, every person acting as purchasing agent for any agency, board, commission, or department of the state shall give preference to rerefined oil which meets manufacturer's warranty, provided the cost of rerefined oil does not exceed by more than five percent the cost of other oils, and so long as the product contains at least twenty-five percent rerefined oil.

JK. For the purposes of this Section, the owner or operator of a used oil collection facility which accepts used oil from the public may presume that a quantity of no more than five gallons of used oil accepted from any member of the public is not mixed with a hazardous substance, provided that such owner or operator acts in good faith and provided that the recycled or used oil:

(1) Has been removed from the engine of a light duty motor vehicle, farm equipment, or a household appliance by the owner of such vehicle, equipment, or appliance.

(2) Is presented by such owner to the dealer for collection, accumulation, and delivery to an oil recycling facility.

(3) The owner or operator is not knowingly accepting used oil which has been mixed with any listed or characteristic hazardous waste or hazardous substance.

* * *

AMENDMENT NO. 4

On page 1, line 8, change "Section 1." to "Section 2."

Rep. Damico moved that the amendments proposed by the

Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Heaton | Powell |
| Alario | Hebert | Pratt |
| Alexander | Hill | Quezaire |
| Ansardi | Holden | Riddle |
| Barton | Hopkins | Romero |
| Baudoin | Hudson | Salter |
| Baylor | Hunter | Scalise |
| Bowler | Iles | Schneider |
| Bruce | Jenkins | Schwegmann |
| Bruneau | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Denville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |
| Diez | McCain | Triche |
| Doerge | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Guillory | Pierre | |
| Hammitt | Pinac | |
| Total—100 | | |

NAYS

| | |
|---------|----------|
| Carter | Fontenot |
| Total—2 | |

ABSENT

| |
|---------|
| Strain |
| Total—1 |

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1704—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 40:1653(F) and to enact R.S. 40:1653(G) and (H), relative to fire alarm systems; to provide for the registration and licensure of certain persons; to provide for fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1704 by Representative Travis

AMENDMENT NO. 1

On page 1, line 15, after "owner." insert "The owner shall document such service or repair and assume responsibility for all such service or repair."

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Powell |
| Alario | Hammett | Pratt |
| Alexander | Heaton | Quezaire |
| Ansardi | Hebert | Riddle |
| Barton | Hill | Romero |
| Baudoin | Hopkins | Salter |
| Baylor | Hudson | Scalise |
| Bowler | Hunter | Schneider |
| Bruce | Iles | Schwegmann |
| Bruneau | Jenkins | Shaw |
| Carter | Johns | Smith, J.D.—50th |
| Chaisson | Kennard | Smith, J.R.—30th |
| Clarkson | Kenney | Sneed |
| Copelin | Lancaster | Stelly |
| Crane | Landrieu | Theriot |
| Curtis | LeBlanc | Thompson |
| Damico | Long | Thornhill |
| Daniel | Marionneaux | Toomy |
| Denville | Martiny | Travis |
| DeWitt | McCain | Triche |
| Diez | McCallum | Waddell |
| Doerge | McDonald | Walsworth |
| Donelon | McMains | Warner |
| Dupre | Michot | Welch |
| Durand | Mitchell | Weston |
| Farve | Montgomery | Wiggins |
| Faucheux | Morrell | Wilkerson |
| Flavin | Morrish | Willard |
| Fontenot | Murray | Windhorst |
| Frith | Nevers | Winston |
| Frige | Odinot | Wooton |
| Gautreaux | Perkins | Wright |
| Glover | Pierre | |
| Green | Pinac | |
| Total—100 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|--------|--------|
| Holden | Jetson | Strain |
| Total—3 | | |

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1712—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 11:2221(E)(1), relative to the Municipal Police Employees' Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide with respect to membership, contributions, and survivor benefits; to provide an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to the Engrossed House Bill No. 1712 by Representative Montgomery

AMENDMENT NO. 1

On page 2, line 4, after "Paragraph" change "and" to a comma

AMENDMENT NO. 2

On page 2, on line 5, after "(B)" insert ", and eligibility to serve in an active member position on the Board of Trustees"

Rep. Montgomery moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Powell |
| Alario | Hammett | Pratt |
| Alexander | Heaton | Quezaire |
| Ansardi | Hebert | Riddle |
| Barton | Hill | Romero |
| Baudoin | Hopkins | Salter |
| Baylor | Hudson | Scalise |
| Bowler | Hunter | Schneider |
| Bruce | Iles | Schwegmann |
| Bruneau | Jenkins | Shaw |
| Carter | Johns | Smith, J.D.—50th |
| Chaisson | Kennard | Smith, J.R.—30th |
| Clarkson | Kenney | Sneed |
| Copelin | Lancaster | Stelly |
| Crane | Landrieu | Theriot |
| Curtis | LeBlanc | Thompson |
| Damico | Long | Thornhill |
| Daniel | Marionneaux | Toomy |
| Denville | Martiny | Travis |
| DeWitt | McCain | Triche |
| Diez | McCallum | Waddell |
| Doerge | McDonald | Walsworth |
| Donelon | McMains | Warner |
| Dupre | Michot | Welch |
| Durand | Mitchell | Weston |
| Farve | Montgomery | Wiggins |
| Faucheux | Morrell | Wilkerson |
| Flavin | Morrish | Willard |
| Fontenot | Murray | Windhorst |
| Frith | Nevers | Winston |
| Frige | Odinot | Wooton |
| Gautreaux | Perkins | Wright |

Glover
Green
Total—100

Pierre
Pinac

NAYS

Total—0

ABSENT

Holden
Total—3

Jetson

Strain

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1769—

BY REPRESENTATIVE WINSTON

AN ACT

To amend and reenact R.S. 56:8(28) and 320(B)(3) and to enact R.S. 56:8(26.1), (77.1), and (91.1) and 326(A)(12), relative to crabs; to provide for definitions, methods of taking, and possession limits for stone crabs; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1769 by Representative Winston

AMENDMENT NO. 1

On page 1, line 15, change "spaidus" to "sapidus"

Rep. Winston moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Heaton | Pratt |
| Ansardi | Hebert | Quezaire |
| Barton | Hill | Riddle |
| Baudoin | Holden | Romero |
| Baylor | Hopkins | Salter |
| Bowler | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Iles | Schwegmann |
| Carter | Jenkins | Shaw |
| Chaisson | Jetson | Smith, J.D.—50th |
| Clarkson | Johns | Smith, J.R.—30th |
| Copelin | Kennard | Sneed |
| Crane | Kenney | Stelly |
| Curtis | Lancaster | Theriot |
| Damico | Landrieu | Thompson |
| Daniel | LeBlanc | Thornhill |
| Denville | Long | Toomy |
| DeWitt | Marionneaux | Travis |
| Diez | Martiny | Triche |
| Doerge | McCain | Waddell |
| Donelon | McCallum | Walsworth |

Dupre
Durand
Farve
Fauchaux
Flavin
Fontenot
Frith
Fruge
Gautreaux
Glover
Green
Total—101

McDonald
McMains
Michot
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet
Perkins
Pierre

Warner
Welch
Weston
Wiggins
Wilkerson
Willard
Windhorst
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Mitchell
Total—2

Strain

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1843—

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To repeal R.S. 48:27 through 34, 202, and 942 through 948, relative to the now obsolete authority of the Department of Transportation and Development and the former Department of Highways to issue bonds.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 1843 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, change "948" to "944"

AMENDMENT NO. 2

On page 1, line 6, change "948" to "944"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|---------|-----------|
| Mr. Speaker | Hammett | Powell |
| Alario | Hebert | Pratt |
| Alexander | Hill | Quezaire |
| Ansardi | Holden | Riddle |
| Barton | Hopkins | Romero |
| Baudoin | Hudson | Salter |
| Bowler | Hunter | Scalise |
| Bruce | Iles | Schneider |

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| | | |
|-----------|-------------|------------------|
| Bruneau | Jenkins | Schwegmann |
| Carter | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Montgomery | Weston |
| Flavin | Morrell | Wiggins |
| Fontenot | Morrish | Wilkerson |
| Frith | Murray | Willard |
| Fruge | Nevers | Windhorst |
| Gautreaux | Odinot | Winston |
| Glover | Perkins | Wooton |
| Green | Pierre | Wright |
| Guillory | Pinac | |
| Total—98 | | |

NAYS

Total—0

ABSENT

| | | |
|----------|----------|--------|
| Baylor | Heaton | Strain |
| Clarkson | Mitchell | |
| Total—5 | | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1858—

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 48:253(C), relative to contracts let by the Department of Transportation and Development; to require the department to return checks or money orders of unsuccessful bidders within a certain time; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator WFields to Engrossed House Bill No. 1858 by Representative Diez

AMENDMENT NO. 1

On page 1, line 12, change "sixty" to "thirty"

Rep. Diez moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Perkins |
| Alario | Guillory | Pierre |
| Alexander | Hammett | Pinac |
| Ansardi | Heaton | Pratt |
| Barton | Hebert | Quezaire |
| Baudoin | Hill | Riddle |
| Baylor | Holden | Romero |
| Bowler | Hopkins | Salter |
| Bruce | Hudson | Scalise |
| Bruneau | Hunter | Schneider |
| Carter | Iles | Schwegmann |
| Chaisson | Jenkins | Shaw |
| Clarkson | Jetson | Smith, J.D.—50th |
| Copelin | Johns | Smith, J.R.—30th |
| Crane | Kennard | Sneed |
| Curtis | Kenney | Stelly |
| Damico | Lancaster | Theriot |
| Daniel | Landrieu | Thompson |
| Deville | LeBlanc | Thornhill |
| DeWitt | Long | Toomy |
| Diez | Marionneaux | Travis |
| Doerge | Martiny | Triche |
| Donelon | McCain | Waddell |
| Dupre | McCallum | Walsworth |
| Durand | McDonald | Warner |
| Farve | McMains | Welch |
| Faucheux | Michot | Wiggins |
| Flavin | Mitchell | Wilkerson |
| Fontenot | Montgomery | Willard |
| Frith | Morrell | Windhorst |
| Fruge | Murray | Winston |
| Gautreaux | Nevers | Wooton |
| Glover | Odinot | Wright |
| Total—99 | | |

NAYS

Total—0

ABSENT

| | |
|---------|--------|
| Morrish | Strain |
| Powell | Weston |
| Total—4 | |

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1954—

BY REPRESENTATIVES HUNTER AND MURRAY

AN ACT

To enact R.S. 24:202(A)(18) relative to the membership of the council of the Louisiana State Law Institute; to provide that certain persons shall serve as ex officio members of the council of the law institute; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 1954 by Representative Hunter

AMENDMENT NO. 1

On page 1, between lines 14 and 15, insert the following:

"(19) The president of the Louisiana Trial Lawyers Association, or his designee."

Rep. Hunter moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.R.—30th |
| Copelin | Kennard | Sneed |
| Crane | Kenney | Stelly |
| Curtis | Lancaster | Theriot |
| Damico | Landrieu | Thompson |
| Daniel | LeBlanc | Thornhill |
| Dewille | Long | Toomy |
| DeWitt | Marionneaux | Travis |
| Diez | Martiny | Triche |
| Doerge | McCain | Waddell |
| Donelon | McCallum | Walsworth |
| Dupre | McDonald | Warner |
| Durand | McMains | Welch |
| Farve | Michot | Weston |
| Faucheux | Mitchell | Wiggins |
| Flavin | Montgomery | Wilkerson |
| Fontenot | Morrell | Willard |
| Frith | Morrish | Windhorst |
| Fruge | Murray | Winston |
| Gautreaux | Nevers | Wooton |
| Glover | Odinot | Wright |
| Green | Perkins | |
| Total—101 | | |

NAYS

Total—0

ABSENT

Smith, J.D.—50th Strain
Total—2

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1983—

BY REPRESENTATIVES HOPKINS, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:907(B)(16) and (C) and 927(2), and to enact R.S. 30:907(B)(17), (18), (19), and (20), relative to the Louisiana Surface Mining and Reclamation Act; to require

additional information on surface coal mining permit applications to protect the environment, historic places, wildlife, and threatened and endangered species; to increase eligibility requirements for the Small Operator Assistance Program; to eliminate the permit exemption for mines of two acres or less; to provide a permit exemption for certain mining operations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1983 by Representative Hopkins

AMENDMENT NO. 1

On page 2, line 23, following "cultural," and before ", and" change "historic" to "historical"

AMENDMENT NO. 2

On page 3, lines 6 and 7, following "adverse" change "impacts" to "impact"

AMENDMENT NO. 3

On page 3, line 26, following "by" and before "state" delete "similar"

AMENDMENT NO. 4

On page 4, line 7, following "technology" and before "available" delete "currently"

AMENDMENT NO. 5

On page 4, line 8, following "adverse" change "impacts" to "impact"

AMENDMENT NO. 6

On page 5, lines 5 and 6, change "Subsection B(11) of this Section" to Paragraph 11 of Subsection B"

AMENDMENT NO. 7

On page 5, line 7, change "Subsection B(14) of this Section" to Paragraph 14 of Subsection B"

AMENDMENT NO. 8

On page 5, lines 8 and 9, change "Subsection B(15) of this Section" to Paragraph 15 of Subsection B"

AMENDMENT NO. 9

On page 5, line 9, following "and" change "historic" to "historical"

AMENDMENT NO. 10

On page 5, line 10, change "Subsection B(18) of this Section" to Paragraph 18 of Subsection B"

AMENDMENT NO. 11

On page 5, lines 11 and 12, change "Subsection B(19) of this

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Section" to Paragraph 19 of Subsection B"

AMENDMENT NO. 12

On page 5, lines 13 and 14, change "Subsection B(20) of this Section" to Paragraph 20 of Subsection B"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Engrossed House Bill No. 1983 by Representative Hopkins

AMENDMENT NO. 1

On page 3, line 3, after "agencies." delete the remainder of the line

AMENDMENT NO. 2

On page 3, delete lines 4 through 7 and insert the following:

"Each plan shall describe the measures to be used to prevent adverse impacts to any publicly owned parks or any places listed on the National Register of Historic Places that may be adversely affected by the proposed operation. However, if joint agency approval is to be obtained or if there are valid existing rights in the public parks or historic places, the plan shall describe the measures to be used to minimize adverse impacts to such public parks or historic places. The"

Rep. Hopkins moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Heaton | Pratt |
| Ansardi | Hebert | Quezaire |
| Barton | Hill | Riddle |
| Baudoin | Holden | Romero |
| Baylor | Hopkins | Salter |
| Bowler | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Iles | Schwegmann |
| Carter | Jenkins | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Denville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |
| Diez | McCain | Triche |
| Doerge | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinot | Wooton |

Glover
Green
Total—101

Perkins
Pierre

Wright

NAYS

Total—0

ABSENT

Jetson
Total—2

Strain

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2017—

BY REPRESENTATIVES TRICHE, LEBLANC, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2050.5, relative to enforcement of compliance orders concerning a community sewer system; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 2017 by Representative Triche

AMENDMENT NO. 1

On page 1, line 14, following "R.S." and before the period "." change "30:2025.23" to "30:2050.23"

Rep. Triche moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |

| | | |
|-----------|------------|-----------|
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |

Total—102

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2078—BY REPRESENTATIVE THERIOT
AN ACT

To amend and reenact R.S. 22:1405(B), 1406.5, and 1435, relative to the COASTAL and FAIR plans; to increase the membership of the governing authorities of the Property Insurance Association of Louisiana, the Louisiana Joint Reinsurance Plan, and the Louisiana Insurance Underwriting Plan; to include certain public officials or designees and other representatives; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 2078 by Representative Theriot

AMENDMENT NO. 1

On page 1, line 7, between "representatives;" and "and to provide" insert the following:

"to provide for Senate confirmation of certain members;"

AMENDMENT NO. 2

On page 2, line 9, after "insurance" change the period "." to a comma "," and add the following:

"and each appointment shall be subject to confirmation by the Senate."

AMENDMENT NO. 3

On page 3, delete lines 13 through 25 in their entirety and insert in lieu thereof the following:

"§1406.5. ~~Governing committee~~ **Board of directors** of plan

~~The governing committee of the plan shall consist of seven representatives of participants in the plan.~~

R.S. 22:1406.5 is all proposed new law.

A. The governing committee of the plan shall be a board of directors which shall consist of the following thirteen members:

(1) The commissioner of the Department of Insurance, or his designee.

(2) One member shall be a representative designated by the Louisiana Insurance Rating Commission.

(3) One member shall be a representative designated by the Professional Insurance Agents of Louisiana, or its successor.

(4) One member shall be a representative designated by the Independent Insurance Agents of Louisiana, or its successor.

(5) The chairman of the House Committee on Insurance, or a member of that committee designated by the chairman, shall be an ex-officio member.

(6) The chairman of the Senate Committee on Insurance, or a member of that committee designated by the chairman, shall be an ex-officio member.

(7) Seven members shall consist of representatives of participants of the plan.

B. Except for the ex-officio members of the legislature, or their designees, serving on the board pursuant to Subsection A of this Section, each board member shall have one vote on the board. The ex-officio members of the legislature, or their designees, shall serve as nonvoting members of the board and shall not be counted for purposes of establishing a quorum of the board.

* * *

§1435. ~~Governing committee~~ Board of directors of the plan

~~The governing committee of the plan shall consist of seven representatives of participants in the plan.~~

R.S. 22:1435 is all proposed new law.

A. The governing committee of the plan shall consist of a board of directors which shall consist of the following thirteen members:

(1) The commissioner of the Department of Insurance, or his designee.

(2) One member shall be a representative designated by the Louisiana Insurance Rating Commission.

(3) One member shall be a representative designated by the Professional Insurance Agents of Louisiana, or its successor.

(4) One member shall be a representative designated by the Independent Insurance Agents of Louisiana, or its successor.

(5) The chairman of the House Committee on Insurance, or a member of that committee designated by the chairman, shall be an ex-officio member.

(6) The chairman of the Senate Committee on Insurance, or a member of that committee designated by the chairman, shall be an ex-officio member.

(7) Seven members shall consist of representatives of participants in the plan.

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B. Except for the ex-officio members of the legislature, or their designees, serving on the board pursuant to Subsection A of this Section, each board member shall have one vote on the board. The ex-officio members of the legislature, or their designees, shall serve as nonvoting members of the board and shall not be counted for purposes of establishing a quorum of the board.

Section 2. In the event of any conflict between the provisions of this Act and the Act which originated as House Bill No. 1103 of this 1999 Regular Session of the Legislature, regardless of which Act is adopted later or signed later by the governor, the provisions of this Act shall prevail."

AMENDMENT NO. 4

On page 4, delete lines 1 through 20 in their entirety.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2078 by Representative Theriot

AMENDMENT NO. 1

In Senate Amendments proposed by the Senate Committee on Insurance to Engrossed House Bill No. 2078 by Representative Theriot, adopted by the Senate on May 20, 1999, in Amendment No. 3, on page 1, line 33, following "members" and before "representatives" change "shall consist of" to "who are"

AMENDMENT NO. 2

In Senate Amendments proposed by the Senate Committee on Insurance to Engrossed House Bill No. 2078 by Representative Theriot, adopted by the Senate on May 20, 1999, in Amendment No. 3, on page 2, line 23, following "members" and before "representatives" change "shall consist of" to "who are"

AMENDMENT NO. 3

On page 3, line 5, following "this" and before "shall" change "Section" to "Subsection"

Rep. Theriot moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Landrieu | Stelly |
| Damico | LeBlanc | Theriot |

| | | |
|-----------|-------------|-----------|
| Daniel | Long | Thompson |
| Denville | Marionneaux | Thornhill |
| DeWitt | Martiny | Toomy |
| Diez | McCain | Travis |
| Donelon | McCallum | Triche |
| Dupre | McDonald | Waddell |
| Durand | McMains | Walsworth |
| Farve | Michot | Warner |
| Faucheux | Mitchell | Welch |
| Flavin | Montgomery | Weston |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—99 | | |

NAYS

Total—0

ABSENT

| | |
|-----------|---------|
| Doerge | Strain |
| Lancaster | Wiggins |
| Total—4 | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2086— BY REPRESENTATIVE DEVILLE AN ACT

To enact R.S. 47:302.48, 322.39, and 332.45, all relative to the proceeds derived from sales and use taxes on hotel occupancy in Evangeline Parish; to create the Evangeline Visitor Enterprise Fund; to provide for deposit of monies into the fund and for the use of such monies; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. McMains, the bill was returned to the calendar.

HOUSE BILL NO. 2110— BY REPRESENTATIVE DANIEL AN ACT

To enact R.S. 47:1605(C), relative to tax penalties, to provide that certain underpayments of tax shall not subject a taxpayer to certain penalty provisions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 2110 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 13, after "portion" change "or" to "and"

Rep. Daniel moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-----------|-------------|------------------|
| Alario | Guillory | Pierre |
| Alexander | Hammett | Pinac |
| Ansardi | Heaton | Powell |
| Barton | Hill | Pratt |
| Baudoin | Holden | Quezaire |
| Baylor | Hopkins | Riddle |
| Bowler | Hudson | Romero |
| Bruce | Hunter | Salter |
| Bruneau | Iles | Scalise |
| Carter | Jenkins | Schneider |
| Chaisson | Jetson | Schwegmann |
| Clarkson | Johns | Shaw |
| Copelin | Kennard | Smith, J.D.—50th |
| Crane | Kenney | Smith, J.R.—30th |
| Curtis | Lancaster | Sneed |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Frige | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—99 | | |

NAYS

Total—0

ABSENT

| | |
|-------------|--------|
| Mr. Speaker | Stelly |
| Hebert | Strain |
| Total—4 | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2174—

BY REPRESENTATIVES STELLY, CURTIS, DANIEL, FLAVIN, JOHNS, SHAW, AND TRICHE

AN ACT

To amend and reenact R.S. 11:102(B)(2)(b), and to enact R.S. 11:102(B)(2)(c), relative to the Louisiana State Employees' Retirement System, Teachers' Retirement System, Louisiana School Employees' Retirement System, and State Police Pension and Retirement System; to provide with respect to employer contributions and the annual determination thereof; to provide for the Employer Credit Account and for funding of employer contributions therefrom; to provide an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 2174 by Representative Stelly

AMENDMENT NO. 1

On page 2, after line 26, insert:

"Section 2. Notwithstanding the provisions of R.S. 17:421.6(A), as set forth in Section 1 of the bill which originated as House Bill No. 2111 of the 1999 Regular Session of the legislature, for purposes of implementing the provisions of R.S. 17:421.6, excess funds shall not include those funds not contributed by a school board to the applicable state public retirement system as a result of the application of the employer credit authorized by R.S. 11:102(B)(2)(b).

Section 3. In the event of any conflict between the provisions of this Act and those of any other Act adopted by the legislature at this 1999 Regular Session, regardless of which Act is adopted later or signed later by the governor, the provisions of this Act shall prevail."

AMENDMENT NO. 2

On page 3, at the beginning of line 1, change "Section 2." to "Section 4."

Rep. Stelly moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Pierre |
| Alario | Guillory | Pinac |
| Alexander | Hammett | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Travis |
| Diez | Martiny | Triche |
| Doerge | McCain | Waddell |
| Donelon | McCallum | Walsworth |
| Dupre | McDonald | Warner |
| Durand | McMains | Welch |
| Farve | Michot | Weston |
| Faucheux | Mitchell | Wiggins |
| Flavin | Montgomery | Wilkerson |

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Fontenot
Frith
Fruge
Gautreaux
Glover
Total—99

Morrell
Morrish
Murray
Nevers
Odinet

Willard
Windhorst
Winston
Wooton
Wright

NAYS

Toomy
Total—1

ABSENT

Heaton
Total—3

Perkins

Strain

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2242—

BY REPRESENTATIVE CURTIS

AN ACT

To enact R.S. 33:2740.46, relative to the city of Alexandria; to create the Alexandria Central Economic Development District in Alexandria; to provide relative to the governance of such district; to provide for the authority of the district, including the preparation of redevelopment plans and the execution of redevelopment programs; to provide relative to funds for the district including funds from taxes, contributions, and the issuance of bonds; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 2242 by Representative Curtis

AMENDMENT NO. 1

On page 3, at the beginning of line 16, change "Rapides parish." to "Alexandria."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2242 by Representative Curtis

AMENDMENT NO. 1

On page 7, at the beginning of line 11, insert "and Women's"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dyess to Engrossed House Bill No. 2242 by Representative Curtis

AMENDMENT NO. 1

On page 1, line 3, change "Economic" to "Cities"

AMENDMENT NO. 2

On page 2, line 3, change "Economic" to "Cities"

AMENDMENT NO. 3

On page 3, lines 3 and 4, change ". Each of the following shall appoint three members:" to ", who shall be appointed as follows:"

AMENDMENT NO. 4

On page 3, line 5, change "The" to "Three members by the"

AMENDMENT NO. 5

On page 3, line 6, change "The" to "Two members by the"

AMENDMENT NO. 6

On page 3, line 7, change "The" to "Two members by the"

AMENDMENT NO. 7

On page 3, line 8, change "The" to "Three members by the"

AMENDMENT NO. 8

On page 3, between lines 8 and 9, insert the following:

"(e) Two members by the Central Louisiana Chamber of Commerce."

AMENDMENT NO. 9

On page 3, line 10, change "(d)" to "(e)"

AMENDMENT NO. 10

On page 7, line 5, change "Such" to "To the extent allowed by state and federal law, the"

AMENDMENT NO. 11

On page 7, delete lines 9 through 11, and insert "provisions of state and federal law."

AMENDMENT NO. 12

On page 7, line 14, change "on January 1, 2000" to "upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval"

Rep. Curtis moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Baudoin
Baylor
Bowler
Bruce
Bruneau
Carter

Guillory
Hammett
Hebert
Hill
Holden
Hopkins
Hudson
Hunter
Iles
Jenkins

Pierre
Pinac
Powell
Pratt
Quezaire
Riddle
Romero
Salter
Scalise
Schneider

| | | |
|-----------|------------|------------------|
| Chaisson | Jetson | Schwegmann |
| Clarkson | Johns | Shaw |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneau | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Fauchoux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—99 | | |

NAYS

Total—0

ABSENT

| | |
|---------|------------------|
| Barton | Smith, J.D.—50th |
| Heaton | Strain |
| Total—4 | |

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 686—

BY REPRESENTATIVE CURTIS

AN ACT

To amend and reenact R.S. 30:2040, relative to waste disposal facilities in Rapides Parish; to prohibit the location of such facilities within any portion of House of Representatives District 26 or within the city of Alexandria; to provide for a definition of commercial solid or hazardous waste disposal facility; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Curtis, the bill was withdrawn from the files of the House.

Speaker Downer in the Chair**HOUSE BILL NO. 1300—**

BY REPRESENTATIVES DONELON, MURRAY, AND PRATT

AN ACT

To amend and reenact R.S. 22:669(A)(1), (2), and (3), (C), and (D) and to enact R.S. 22:669(A)(5), relative to health insurance; to provide for coverage of severe mental illness; to provide for definitions; to provide for applicability; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1300 by Representative Donelon

AMENDMENT NO. 1

On page 3, line 24, after "underwritten" insert "health insurance plans; short term, limited duration health insurance policies; and individually underwritten"

AMENDMENT NO. 2

On page 2, line 13, after "following" delete the remainder of the line and delete lines 14 through 16 in their entirety and insert in lieu thereof the following:

"diagnosed severe mental illnesses:"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Reengrossed House Bill No. 1300 by Representative Donelon, et al.

AMENDMENT NO. 1

On page 5, delete lines 8 through 13 in their entirety and on line 14, change "Section 3." to "Section 2."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Lentini to Reengrossed House Bill No. 1300 by Representative Donelon

AMENDMENT NO. 1

On page 2, line 9, after "conditions" insert "or greater"

AMENDMENT NO. 2

On page 3, delete line 25 and insert a period "."

Rep. Donelon moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Morrish moved that the amendments proposed by the Senate be rejected.

Rep. Donelon objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|----------|---------|------------------|
| Ansardi | Hammett | Powell |
| Bowler | Hebert | Salter |
| Bruce | Hopkins | Scalise |
| Bruneau | Jenkins | Schneider |
| Carter | Johns | Smith, J.D.—50th |
| Chaisson | Kennard | Sneed |

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Crane
Damico
Diez
Dupre
Durand
Fauchaux
Flavin
Fontenot
Frith
Fruge
Gautreaux
Total—49

Kenney
Lancaster
LeBlanc
McCain
McCallum
McDonald
McMains
Morrish
Nevers
Perkins
Pinac

Stelly
Theriot
Toomy
Triche
Waddell
Walsworth
Wiggins
Windhorst
Wright

NAYS

Mr. Speaker
Alario
Alexander
Barton
Baudoin
Baylor
Clarkson
Copelin
Curtis
Daniel
Deville
DeWitt
Doerge
Donelon
Farve
Glover
Green
Total—50

Guillory
Hill
Holden
Hudson
Hunter
Iles
Jetson
Landrieu
Long
Marionneaux
Martiny
Michot
Mitchell
Montgomery
Morrell
Murray
Odinet

Pierre
Pratt
Quezaire
Riddle
Romero
Schwegmann
Shaw
Thompson
Thornhill
Warner
Welch
Weston
Wilkerson
Willard
Winston
Wooton

ABSENT

Heaton
Smith, J.R.—30th
Total—4

Strain
Travis

The House refused to reject the amendments.

Rep. Donelon insisted on his motion that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Barton
Baudoin
Baylor
Bruce
Clarkson
Copelin
Curtis
Damico
Daniel
DeWitt
Doerge
Donelon
Farve
Frith
Glover
Total—56

Green
Guillory
Hill
Holden
Hudson
Hunter
Iles
Jetson
Kenney
Landrieu
Long
Marionneaux
Martiny
McCallum
McDonald
Michot
Mitchell
Montgomery
Morrell

Murray
Odinet
Pierre
Pratt
Quezaire
Riddle
Schwegmann
Shaw
Thompson
Thornhill
Travis
Warner
Welch
Weston
Wilkerson
Willard
Winston
Wooton

NAYS

Bowler
Bruneau
Carter
Chaisson
Crane
Diez
Dupre
Fauchaux
Flavin
Fontenot
Fruge
Gautreaux
Hammett
Hebert
Total—40

Hopkins
Jenkins
Johns
Kennard
Lancaster
LeBlanc
McCain
McMains
Morrish
Nevers
Perkins
Pinac
Powell
Salter

Scalise
Schneider
Sneed
Stelly
Theriot
Toomy
Triche
Waddell
Walsworth
Wiggins
Windhorst
Wright

ABSENT

Deville
Durand
Heaton
Total—7

Romero
Smith, J.D.—50th
Smith, J.R.—30th

Strain

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1235—

BY REPRESENTATIVE MCDONALD
AN ACT

To amend and reenact R.S. 17:3092(10), 3095(D), (F), and (G), and 3096(B)(2) and (D) and to repeal R.S. 17:3095(B), all relative to the Louisiana Student Tuition Assistance and Revenue Trust Program; to provide relative to definitions of terms; to provide relative to education savings accounts and education assistance accounts; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 1235 by Representative McDonald

AMENDMENT NO. 1

On page 2, line 3, change "592" to "529"

AMENDMENT NO. 2

On page 3, at the beginning of line 14, change "592" to "529"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1235 by Representative McDonald

AMENDMENT NO. 1

In Amendments proposed by the Senate Committee on Education to Engrossed House Bill No. 1235 by Representative McDonald, adopted by the Senate on May 24, 1999, in Amendment No. 1, on line 2, following "change" delete the remainder of the line and insert

"26 U.S.C.A. 592" to "26 U.S.C. 529"

AMENDMENT NO. 2

In Amendments proposed by the Senate Committee on Education to Engrossed House Bill No. 1235 by Representative McDonald, adopted by the Senate on May 24, 1999, in Amendment No. 2, on line 4, following "change" delete the remainder of the line and insert "26 U.S.C.A. 592" to "26 U.S.C. 529"

AMENDMENT NO. 3

On page 2, line 11, before "that" change "used" to "incurred"

AMENDMENT NO. 4

On page 2, line 15, following "C." and before "529" delete "A."

Rep. McDonald moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Hebert | Pratt |
| Ansardi | Hill | Quezaire |
| Barton | Holden | Riddle |
| Baudoin | Hopkins | Salter |
| Baylor | Hudson | Scalise |
| Bowler | Hunter | Schneider |
| Bruce | Iles | Schwegmann |
| Bruneau | Jenkins | Shaw |
| Carter | Jetson | Smith, J.D.—50th |
| Chaisson | Johns | Smith, J.R.—30th |
| Clarkson | Kennard | Sneed |
| Copelin | Kenney | Stelly |
| Crane | Lancaster | Theriot |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Toomy |
| Deville | Marionneaux | Travis |
| DeWitt | Martiny | Triche |
| Diez | McCain | Waddell |
| Doerge | McCallum | Walsworth |
| Donelon | McDonald | Warner |
| Dupre | McMains | Welch |
| Durand | Michot | Weston |
| Farve | Mitchell | Wiggins |
| Faucheux | Montgomery | Wilkerson |
| Flavin | Morrell | Willard |
| Fontenot | Morrish | Windhorst |
| Frith | Murray | Winston |
| Fruge | Nevers | Wooton |
| Gautreaux | Odinot | Wright |
| Glover | Perkins | |
| Green | Pierre | |
| Total—100 | | |

NAYS

Total—0

ABSENT

| | | |
|---------|--------|--------|
| Heaton | Romero | Strain |
| Total—3 | | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2086—

BY REPRESENTATIVE DEVILLE

AN ACT

To enact R.S. 47:302.48, 322.39, and 332.45, all relative to the proceeds derived from sales and use taxes on hotel occupancy in Evangeline Parish; to create the Evangeline Visitor Enterprise Fund; to provide for deposit of monies into the fund and for the use of such monies; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 2086 by Representative Deville

AMENDMENT NO. 1

On page 1, delete lines 2 and 3 in their entirety and insert:

"To amend and reenact R.S. 51:1286(C)(2) and (3), to enact R.S. 47:302.48, 322.39 and 332.45 and R.S. 51:1286(C)(4), and to repeal R.S. 51:1286(C)(2), relative to sales and use taxes; to dedicate the proceeds derived from sales and use taxes on hotel occupancy in Evangeline"

AMENDMENT NO. 2

On page 1, at the end of line 5, insert the following:

"provide for the use of the proceeds of the sales and use tax levied by the Louisiana Tourism Promotion District"

AMENDMENT NO. 3

On page 3, between lines 11 and 12, insert the following:

"Section 2. R.S. 51:1286(C)(2) and (3) are hereby amended and reenacted and R.S. 51:1286(C)(4) is hereby enacted to read as follows:

§1286. Sales and use tax

* * *

C.

* * *

(2)(a) In addition to the pledge and dedication as provided in Paragraph (1) of this Subsection, the proceeds of the tax herein authorized in amounts as provided in Subparagraph (b) of this Paragraph shall be irrevocably pledged and dedicated for the purposes as provided in Subparagraph (b) of Paragraph (1) of this Subsection.

(b) The proceeds of the tax available for this purpose for Fiscal Year 2000-2001 shall be five hundred thousand dollars. The proceeds of the tax available for this purpose for Fiscal Year 2001-2002 shall be one million dollars. The proceeds of the tax available

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for this purpose for Fiscal Year 2002-2003 and thereafter shall be one million five hundred thousand dollars.

(2) (3) Any expenditure of funds by the Department of Culture, Recreation and Tourism from amounts transferred by the district in accordance with Paragraphs (1) and (2) of this Subsection shall be by annual appropriation by the legislature and shall be consistent with the tourism master plan as provided in R.S. 51:1261.

(3) (4) The proceeds of the tax herein authorized in excess of ~~sixteen million dollars annually~~ the amounts as provided in Paragraphs (1) and (2) of this Subsection shall annually be transferred to the state general fund to assist the state in the reduction and elimination of its cash flow deficits, general fund operating deficits, and for other state general fund purposes.

Section 3. R.S. 51:1286(C)(2) is hereby repealed in its entirety."

AMENDMENT NO. 4

On page 3, delete lines 12 through 15, and insert the following:

"Section 4. Sections 1 and 4 of this Act shall become effective on July 1, 1999; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 1999, or on the day following such approval by the legislature, whichever is later. Section 2 of this Act shall become effective on July 1, 2000. Section 3 of this Act shall become effective on July 1, 2003."

Rep. LeBlanc moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Powell |
| Alario | Guillory | Pratt |
| Alexander | Hammett | Quezaire |
| Ansardi | Hebert | Riddle |
| Barton | Hill | Salter |
| Baudoin | Hopkins | Scalise |
| Baylor | Hudson | Schneider |
| Bowler | Iles | Schwegmann |
| Bruce | Jenkins | Shaw |
| Bruneau | Johns | Smith, J.D.—50th |
| Carter | Kennard | Smith, J.R.—30th |
| Chaisson | Kenney | Sneed |
| Clarkson | Lancaster | Stelly |
| Copelin | Landrieu | Theriot |
| Crane | LeBlanc | Thompson |
| Curtis | Long | Thornhill |
| Damico | Marionneaux | Toomy |
| Daniel | Martiny | Travis |
| Deville | McCain | Triche |
| DeWitt | McCallum | Waddell |
| Diez | McDonald | Walsworth |
| Doerge | McMains | Warner |
| Donelon | Michot | Welch |
| Dupre | Mitchell | Weston |
| Durand | Montgomery | Wiggins |
| Farve | Morrell | Wilkerson |
| Faucheux | Morrish | Willard |
| Flavin | Murray | Windhorst |
| Fontenot | Nevers | Winston |
| Frith | Odinet | Wooton |
| Fruge | Perkins | Wright |

Gautreaux
Glover
Total—97

Pierre
Pinac

NAYS

Total—0

ABSENT

Heaton
Holden
Total—6

Hunter
Jetson

Romero
Strain

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 84—

BY REPRESENTATIVES MURRAY AND WALSWORTH
AN ACT

To enact R.S. 47:463.57 and 463.58, relative to motor vehicles; to provide relative to license plates; to create prestige license plates for letter carriers and the Boy Scouts of America; to provide for the color and design of such plates; to provide relative to fees for such plates; to provide for promulgation of rules and regulations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 84 by Representative Murray

AMENDMENT NO. 1

On page 2, line 9, after "R.S. 47:463" add "and a handling fee of three dollars and fifty cents which shall be retained by the department to offset administrative costs"

AMENDMENT NO. 2

On page 2, line 25, after "R.S. 47:463" add "and a handling fee of three dollars and fifty cents which shall be retained by the department to offset administrative costs"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Bajoie to Reengrossed House Bill No. 84 by Representative Murray

AMENDMENT NO. 1

On page 1, line 2, after "463.57" delete "and 463.58" and insert ", 463.58 and 463.59"

AMENDMENT NO. 2

On page 1, line 3, between "plates" and "for" insert "public service sororities and fraternities,"

AMENDMENT NO. 3

On page 1, line 9, delete "and 463.58" and insert ", 463.58 and 463.59"

AMENDMENT NO. 4

On page 3, after line 2, insert the following:

"§463.59. Special prestige license plate for public service sororities and fraternities

A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige motor vehicle license plate for public service sororities and fraternities. The license plate shall be restricted to passenger cars, pickup trucks, vans, and recreational vehicles. The license plate shall be of a color and design selected by the various public service sororities and fraternities, provided that it is in compliance with R.S. 47:463(A)(3).

B. The prestige license plate shall be issued, upon application, to any citizen of Louisiana presently a member of any public service sorority or fraternity in the same manner as any other motor vehicle license plate.

C. The charge for this special license plate shall be a one-time fee of twenty-five dollars for each plate, which shall be in addition to the regular motor vehicle registration license fee charged under the provisions of R.S. 47:463.

D. The secretary shall promulgate rules and regulations as are necessary to implement the provisions of this Section."

Rep. Murray moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Hammett | Pinac |
| Alario | Hebert | Powell |
| Alexander | Hill | Pratt |
| Ansardi | Holden | Quezaire |
| Barton | Hopkins | Riddle |
| Baudoin | Hudson | Salter |
| Baylor | Hunter | Scalise |
| Bowler | Iles | Schneider |
| Bruce | Jenkins | Schwegmann |
| Bruneau | Jetson | Shaw |
| Carter | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Toomy |
| Deville | Marionneaux | Travis |
| DeWitt | Martiny | Triche |
| Diez | McCain | Waddell |
| Doerge | McCallum | Walsworth |
| Donelon | McDonald | Warner |
| Dupre | McMains | Welch |
| Durand | Michot | Weston |
| Faucheux | Mitchell | Wiggins |
| Flavin | Montgomery | Wilkerson |
| Fontenot | Morrell | Willard |
| Frith | Morrish | Windhorst |
| Fruge | Murray | Winston |
| Gautreaux | Nevers | Wooton |
| Glover | Odinot | Wright |
| Green | Perkins | |
| Guillory | Pierre | |

Total—97

NAYS

Chaisson
Total—2

Theriot

ABSENT

Farve
Heaton
Total—4

Romero
Strain

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 141—

BY REPRESENTATIVE SHAW

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Captain Shreve High School, Shreveport, Louisiana, prestige plate; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 141 by Representative Shaw

AMENDMENT NO. 1

On page 1, line 5, after "to" delete "donations and"

AMENDMENT NO. 2

On page 1, page 6, after "such" delete "donations and"

AMENDMENT NO. 3

On page 1, line 16, after "Louisiana" add "when the department has received a minimum of one hundred applicants for such plate"

AMENDMENT NO. 4

On page 2, delete lines 8 through 14 and add in lieu thereof:

"C.(a) A royalty fee of twenty-five dollars for the use of the school's design by the department shall be paid to the school for each license plate issued as provided in this Section.

(b) The charge for the plate shall be the standard motor vehicle license plate tax imposed by Article VII, Section 5 of the Constitution of Louisiana plus a handling fee of three dollars and fifty centers which shall be retained by the department to offset administrative costs."

AMENDMENT NO. 5

On page 2, line 15, after "the" change "donation" to "required royalty fee"

AMENDMENT NO. 6

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On page 2, line 16, after "forward the" change "donation" to "fee"

AMENDMENT NO. 7

On page 2, line 23, after "one-time" change "donation" to "fee"

AMENDMENT NO. 8

On page 2, after line 25, add the following:

"I. Upon the signing of a contract authorizing the use of the logo, the secretary of the Department of Public Safety and Corrections shall establish the prestige plates for Captain Shreve High School. This contract shall include an agreement on the part of such high school to use the royalty fees as provided in Subsection (D) of this Section."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 141 by Representative Shaw

AMENDMENT NO. 1

In Amendments proposed by the Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 141 by Representative Shaw, adopted by the Senate on June 1, 1999, in Amendment No. 8, on line 25, change "I." to "F."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hainkel to Engrossed House Bill No. 141 by Representative Shaw

AMENDMENT NO. 1

On page 1, line 2, between "47:463.57" and the comma ",", insert "and 463.58"

AMENDMENT NO. 2

On page 1, line 4, between "plate;" and "to" insert the following:

"to create the Sons of Confederate Veterans prestige license plate; to provide for fees; to provide for the promulgation of rules;

AMENDMENT NO. 3

On page 1, line 12, change "is" to "and 463.58 are"

AMENDMENT NO. 4

On page 2, after line 25, add the following:

"§463.58. Special prestige license plates; Sons of Confederate Veterans

A. The secretary of the Department of Public Safety and Corrections shall establish a special prestige license plate for motor vehicles, restricted to passenger cars, pickup trucks, recreational vehicles, and vans, which may be issued upon application, to any member of a camp of the Sons of Confederate Veterans established in the state of Louisiana, provided that there is a minimum of one hundred applicants for such plate. This prestige license plate shall be of a color and design which is in compliance with the provisions of R.S. 47:463(A)(3). In addition, the plate shall bear the inscription "SONS OF CONFEDERATE VETERANS" and the logo of the Sons of Confederate Veterans. The department shall approve any logo, symbol, or design before such plate is produced.

B. Each applicant for the special prestige license plate, along with his application, will submit a certificate of good standing as a member of the Sons of Confederate Veterans signed and notarized by the camp commander of the Louisiana camp of which the applicant is a member.

C. The charge for the special license plate shall be twenty-eight dollars and fifty cents which shall be assessed every two years in addition to the regular motor vehicle registration license fee charged as provided by R.S. 47:463.

D. The department shall collect the fee for the special prestige license plate and shall retain three dollars and fifty cents for handling purposes and the remainder of the twenty-eight dollar and fifty cent fee imposed by Subsection C of this Section shall be forwarded and credited to the State Board of Elementary Education and shall be used solely for the purpose of providing Louisiana history textbooks which are to be used in approved elementary and secondary schools of this state

E. The secretary shall promulgate rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section, including but not limited to rules and regulations governing the collection and disbursement of the fees and the transfer and disposition of the license plates. The superintendent of the Department of Education shall promulgate rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Section regarding the purchase and distribution of Louisiana history textbooks."

Rep. Shaw moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Shaw |
| Chaisson | Jetson | Smith, J.D.—50th |
| Clarkson | Johns | Smith, J.R.—30th |
| Copelin | Kennard | Sneed |
| Crane | Kenney | Stelly |
| Damico | Lancaster | Theriot |
| Daniel | Landrieu | Thompson |
| Denville | LeBlanc | Thornhill |
| DeWitt | Long | Toomy |
| Diez | Marionneaux | Travis |
| Doerge | Martiny | Triche |
| Donelon | McCain | Waddell |
| Dupre | McCallum | Wallsworth |
| Durand | McDonald | Warner |
| Farve | McMains | Welch |
| Faucheux | Michot | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Murray | Willard |
| Gautreaux | Nevers | Windhorst |

Glover
Green
Total—96

Odinet
Perkins

Winston
Wright

NAYS

Total—0

ABSENT

Curtis
Früge
Mitchell
Total—7

Morrish
Schwegmann
Strain

Wooton

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1445: Reps. Windhorst, McCain, and Wright.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1712: Reps. Montgomery, Stelly, and Warner.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1858: Reps. Diez, Theriot, and Dupre.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1954: Reps. Hunter, Lancaster, and McMains.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2242: Reps. Curtis, Weston, and Pierre.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 936: Reps. Thompson, Hill, and Schneider.

HOUSE BILL NO. 235— BY REPRESENTATIVE LONG

AN ACT

To amend and reenact R.S. 25:791(F), relative to the Natchitoches Historic District Development Commission; to increase the membership of the Natchitoches Historic District Development Commission by adding a representative of the Main Street Association to the commission; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 235 by Representative Long

AMENDMENT NO. 1

On page 1, line 2, after "(F)" insert "and to enact R.S. 25:791(D)(9),"

AMENDMENT NO. 2

On page 1, at the end of line 5, after "commission;" and before "and" insert "to provide for powers of the commission;"

AMENDMENT NO. 3

On page 1, line 11, after "reenacted" insert "and R.S. 25:791(D)(9) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 14 and 15, insert the following:

"D. The commission may:

* * *

(9) Provide matching grants for the restoration or improvement of private properties located within the district, when such restoration or improvement is determined by the commission to be consistent with the master plan for the development of the district.

* * *

Rep. Long moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |

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| | | |
|-----------|------------|-----------|
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |

Total—102

NAYS

Total—0

ABSENT

Strain

Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 302—

BY REPRESENTATIVE BOWLER

AN ACT

To enact R.S. 32:410(A)(3)(d), relative to drivers' licenses; to limit the information which may be contained on the magnetic strip on the back of a driver's license; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 302 by Representative Bowler

AMENDMENT NO. 1

On page 1, at the end of line 17, add "In no case shall information not included on the face of the driver's license, including the Social Security number, be included on the magnetic strip."

Rep. Bowler moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|-----------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |

| | | |
|-----------|-------------|------------------|
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |

Total—102

NAYS

Total—0

ABSENT

Strain

Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 333—

BY REPRESENTATIVES SHAW AND JENKINS

AN ACT

To enact R.S. 47:463.58, relative to motor vehicles; to provide relative to license plates; to create the Louisiana public and private high schools prestige plate; to require a minimum number of plates; to provide for the color and design of such plates; to provide relative to donations and fees for such plates; to provide for the use of such donations and fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Reengrossed House Bill No. 333 by Representative Shaw

AMENDMENT NO. 1

On page 1, at the end of line 5, delete "donations and"

AMENDMENT NO. 2

On page 1, line 6, after "such" delete "donations and"

AMENDMENT NO. 3

On page 1, line 9, after "C." add "(1)"

AMENDMENT NO. 4

On page 2, line 11, after "Louisiana" add "and a handling fee of three dollars and fifty cents which shall be retained by the department to offset the administrative costs" and delete the remainder of the line

AMENDMENT NO. 5

On page 2, delete lines 12 through 15 and add in lieu thereof:

"(2) A royalty fee of twenty-five dollars for the use of the institution's design by the department shall be paid to the institution for each license plate issued as provided in this Section."

AMENDMENT NO. 6

On page 2, line 16, after "collect the" change "donation" to "royalty fee"

AMENDMENT NO. 7

On page 2, line 17, after "such" change "donation" to "fee"

AMENDMENT NO. 8

On page 2, line 18, after "board" add "of the school for which the plate was issued" and after the period "." change "Donations" to "Royalty fees"

AMENDMENT NO. 9

On page 2, line 20, after "The" change "donations" to "fees"

AMENDMENT NO. 10

On page 2, line 25, after "one-time" change "donations" to "fees"

AMENDMENT NO. 11

On page 3, after line 2, add the following:

"F. Upon the signing of a contract authorizing the use of the logo of any public or private high school, the secretary of the Department of Public Safety and Corrections shall establish prestige plates for such high school in accordance with the provisions of this Section. The contract shall include an agreement on the part of the school to use the royalty fee as provided in Subsection D of this Section."

Rep. Shaw moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|---------|------------|
| Mr. Speaker | Hammett | Pierre |
| Alario | Heaton | Pinac |
| Alexander | Hebert | Powell |
| Ansardi | Hill | Pratt |
| Barton | Holden | Quezaire |
| Baudoin | Hopkins | Riddle |
| Baylor | Hudson | Romero |
| Bowler | Hunter | Salter |
| Bruce | Iles | Scalise |
| Bruneau | Jenkins | Schneider |
| Carter | Jetson | Schwegmann |

| | | |
|-----------|------------|------------------|
| Clarkson | Johns | Shaw |
| Copelin | Kennard | Smith, J.D.—50th |
| Crane | Kenney | Smith, J.R.—30th |
| Curtis | Lancaster | Sneed |
| Damico | Landrieu | Stelly |
| Daniel | LeBlanc | Thompson |
| DeWitt | Long | Thornhill |
| Diez | Marionneau | Toomy |
| Doerge | Martiny | Travis |
| Donelon | McCain | Triche |
| Dupre | McCallum | Waddell |
| Durand | McDonald | Walsworth |
| Farve | McMains | Warner |
| Faucheux | Michot | Welch |
| Flavin | Mitchell | Weston |
| Fontenot | Montgomery | Wiggins |
| Frith | Morrell | Wilkerson |
| Fruge | Morrish | Willard |
| Gautreaux | Murray | Windhorst |
| Glover | Nevers | Winston |
| Green | Odinet | Wooton |
| Guillory | Perkins | Wright |
| Total—99 | | |

NAYS

| | |
|----------|---------|
| Chaisson | Theriot |
| Total—2 | |

ABSENT

| | |
|---------|--------|
| Deville | Strain |
| Total—2 | |

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 365—

BY REPRESENTATIVE DUPRE

AN ACT

To enact R.S. 56:303.7(C) and (D), relative to wholesale/retail seafood dealers; to provide for the means by which information may be submitted to the Department of Wildlife and Fisheries; to provide for exceptions relative to crawfish and catfish; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 365 by Representative Dupre

AMENDMENT NO. 1

On page 1, line 2, after "56:303.7(C)" delete "and (D)"

AMENDMENT NO. 2

On page 1, line 4, delete "to provide for"

AMENDMENT NO. 3

On page 1, line 5, delete "exceptions relative to crawfish and catfish;"

AMENDMENT NO. 4

On page 1, line 8, after "56:303.7(C)" delete "and (D) are" and insert

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in lieu thereof "is"

AMENDMENT NO. 5

On page 2, delete lines 1 and 2

Rep. Dupre moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 400—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the Louisiana Agriculture prestige license plate; to provide for the color and design of such plate; to provide relative to the fees for such plate; to

designate the use of such fees; to require the promulgation of rules and regulations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 400 by Representative Quezaire

AMENDMENT NO. 1

On page 1, line 13, after "Agriculture" add "when the department has received a minimum of one hundred applications for such plate"

Rep. Quezaire moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Heaton | Pinac |
| Alario | Hebert | Powell |
| Alexander | Hill | Pratt |
| Ansardi | Holden | Quezaire |
| Barton | Hopkins | Riddle |
| Baudoin | Hudson | Romero |
| Baylor | Hunter | Salter |
| Bowler | Iles | Scalise |
| Bruce | Jenkins | Schneider |
| Bruneau | Jetson | Schwegmann |
| Carter | Johns | Shaw |
| Clarkson | Kennard | Smith, J.D.—50th |
| Crane | Kenney | Smith, J.R.—30th |
| Curtis | Lancaster | Sneed |
| Damico | Landrieu | Stelly |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Donelon | McCain | Triche |
| Dupre | McCallum | Waddell |
| Durand | McDonald | Walsworth |
| Farve | McMains | Warner |
| Faucheux | Michot | Welch |
| Flavin | Mitchell | Weston |
| Fontenot | Montgomery | Wiggins |
| Frith | Morrell | Wilkerson |
| Fruge | Morrish | Willard |
| Gautreaux | Murray | Windhorst |
| Glover | Nevers | Winston |
| Green | Odinet | Wooton |
| Guillory | Perkins | Wright |
| Hammett | Pierre | |
| Total—98 | | |

NAYS

Chaisson
Total—2

Theriot

ABSENT

Copelin

Doerge

Strain

Total—3

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 494—

BY REPRESENTATIVE SALTER

AN ACT

To authorize and provide for transfer of certain state property in Sabine Parish to the Sabine Parish School Board; to provide property descriptions and certain terms, conditions, and requirements; to express legislative intent; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 494 by Representative Salter

AMENDMENT NO. 1

On page 1, line 13, between "to sell" and the comma "," insert "at fair market value"

AMENDMENT NO. 2

On page 3, line 11, between "sale" and the comma "," insert "at fair market value"

AMENDMENT NO. 3

On page 3, line 21, between "sale" and the comma "," insert "at fair market value"

AMENDMENT NO. 4

On page 3, delete lines 15 through 19 in their entirety and insert in lieu thereof "law. The"

AMENDMENT NO. 5

On page 3, line 25, between "that" and "transfer" insert "the sale at fair market value or"

AMENDMENT NO. 6

On page 3, delete lines 26 through 28 and insert in lieu thereof "state."

AMENDMENT NO. 7

On page 4, delete lines 1 through 3 in their entirety

Rep. Salter moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario

Guillory
Hammett

Pierre
Pinac

Alexander
Ansardi
Barton
Baudoin
Baylor
Bowler
Bruce
Bruneau
Carter
Chaisson
Clarkson
Copelin
Crane
Curtis
Damico
Daniel
Deville
DeWitt
Diez
Doerge
Donelon
Dupre
Durand
Farve
Fauchaux
Flavin
Fontenot
Frith
Fruge
Gautreaux
Glover
Green

Heaton
Hebert
Hill
Holden
Hopkins
Hudson
Hunter
Iles
Jenkins
Jetson
Johns
Kennard
Kenney
Lancaster
Landrieu
LeBlanc
Long
Marionneaux
Martiny
McCain
McCallum
McDonald
McMains
Michot
Mitchell
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet
Perkins

Powell
Pratt
Quezaire
Riddle
Romero
Salter
Scalise
Schneider
Schwegmann
Shaw
Smith, J.D.—50th
Smith, J.R.—30th
Sneed
Stelly
Theriot
Thompson
Thornhill
Toomy
Travis
Triche
Waddell
Walsworth
Warner
Welch
Weston
Wiggins
Wilkerson
Willard
Windhorst
Winston
Wooton
Wright

Total—102

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 510—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 32:1734, relative to towing; to authorize drivers to select a licensed towing company; to provide for minimum requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 510 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 11, change "shall have the ability to" to "may"; and on line 12, change "which shall" to "to"

AMENDMENT NO. 2

On page 1, line 17, change "have the ability" to "be allowed"; and on

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line 18, change "Failure of the towing company" to "If the towing company fails"

AMENDMENT NO. 3

On page 2, line 1, change "shall authorize" to a comma ","; and, on the same line, change "to" to "may"

Rep. Hunter moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Heaton | Pratt |
| Ansardi | Hebert | Quezaire |
| Barton | Hill | Riddle |
| Baudoin | Holden | Romero |
| Baylor | Hopkins | Salter |
| Bowler | Hunter | Scalise |
| Bruce | Iles | Schneider |
| Bruneau | Jenkins | Schwegmann |
| Carter | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Deville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |
| Diez | McCain | Triche |
| Doerge | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinot | Wooton |
| Glover | Perkins | Wright |
| Green | Pierre | |
| Total—101 | | |

NAYS

Total—0

ABSENT

| | |
|---------|--------|
| Hudson | Strain |
| Total—2 | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 572—

BY REPRESENTATIVE ALARIO

AN ACT

To amend and reenact R.S. 33:2002(A)(2), relative to extra compensation for firemen; to specify certain training requirements for eligibility; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 572 by Representative Alario

AMENDMENT NO. 1

On page 1, line 2, after "33:2002(A)(2)" and before the comma "," insert "and 2006(A)"

AMENDMENT NO. 2

On page 1, line 3, after "eligibility;" and before "and" insert "to provide for the composition of the supplemental pay board;"

AMENDMENT NO. 3

On page 1, line 6, delete "is" and insert "and 2006(A) are"

AMENDMENT NO. 4

On page 2, between lines 5 and 6, insert:

"§2006. Fireman's Supplemental Pay Board

A. There is hereby created a Fireman's Supplemental Pay Board, hereinafter referred to as the board, which shall consist of five persons appointed by the governor. Each appointment by the governor shall be submitted to the Senate for confirmation, and beginning in 1984 every appointment confirmed by the Senate shall again be submitted by the governor to the Senate for confirmation every two years after the initial confirmation. In making his appointments the governor shall select ~~three~~ two persons who are members in good standing of the Professional Firefighters Association of Louisiana ~~and~~ two persons who are members in good standing of the Louisiana State Fireman's Association, and one at - large member who has at least twenty-five years of firefighter experience. The board shall elect a chairman from its membership to serve a two-year term.

* * *

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Heaton | Pratt |
| Ansardi | Hebert | Quezaire |
| Barton | Hill | Riddle |
| Baudoin | Holden | Romero |
| Baylor | Hopkins | Salter |
| Bowler | Hunter | Scalise |
| Bruce | Iles | Schneider |
| Bruneau | Jenkins | Schwegmann |
| Carter | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |

| | | |
|-----------|-------------|-----------|
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Denville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |
| Diez | McCain | Triche |
| Doerge | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinet | Wooton |
| Glover | Perkins | Wright |
| Green | Pierre | |
| Total—101 | | |

NAYS

Total—0

ABSENT

| | |
|---------|--------|
| Hudson | Strain |
| Total—2 | |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 607—

BY REPRESENTATIVE CHAISSON
AN ACT

To enact R.S. 33:9106.1, relative to the St. Charles Parish Communications District; to provide relative to the emergency telephone service charge levied by the district; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 607 by Representative Chaisson

AMENDMENT NO. 1

On page 2, line 1, after "district," delete the remainder of the line and delete lines 2 through 5 in their entirety

Rep. Chaisson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|--------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |

| | | |
|-----------|-------------|------------------|
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

| |
|---------|
| Strain |
| Total—1 |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 615—

BY REPRESENTATIVES LONG, MCDONALD, BARTON, BAUDOIN, CRANE, CURTIS, DOERGE, FARVE, KENNEY, POWELL, PRATT, SALTER, SHAW, AND WRIGHT

AN ACT

To amend and reenact R.S. 17:1808(J)(3), relative to exemptions for certain postsecondary, academic degree-granting institutions from Board of Regents' registration and licensure requirements; to remove the provisions exempting from such requirements institutions granted tax exempt status under Section 501(c)(3) of the federal Internal Revenue Code; to provide relative to compliance with registration requirements by such institutions; to provide relative to completion of the licensure process; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 615 by Representative Long, et al.

AMENDMENT NO. 1

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On page 1, line 2, after "1808(J)" insert "(2) and"

AMENDMENT NO. 2

On page 1, line 4, after "requirements;" insert "to clarify certain exemptions;"

AMENDMENT NO. 3

On page 1, line 11, after "1808(J)" insert "(2) and"

AMENDMENT NO. 4

On page 1, after line 17, insert the following:

"(2) Any institution whose primary purpose is to provide religious training or theological education, including sacred music, and whose degree is limited to evidence of completion of that education shall be exempt from the provisions of Subsections C through I of this Section; however, any such institution which also offers academic degrees that are not awarded for the completion of religious training or theological education, including sacred music, shall, to the extent of such nonreligious, nontheological degrees, be subject to the provisions of Subsections C through I of this Section. Nothing in this Paragraph shall be construed to prevent an institution which falls within the provisions of said Paragraph from providing instruction or courses which could be considered secular."

AMENDMENT NO. 5

On page 2, line 3, after "Code" insert "other than those institutions provided for in Subsection J(2) of this Section."

Rep. Long moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Powell |
| Alario | Hammett | Pratt |
| Alexander | Heaton | Quezaire |
| Ansardi | Hebert | Riddle |
| Barton | Hill | Romero |
| Baudoin | Holden | Salter |
| Baylor | Hopkins | Scalise |
| Bowler | Hudson | Schneider |
| Bruce | Hunter | Schwegmann |
| Bruneau | Iles | Shaw |
| Carter | Jetson | Smith, J.D.—50th |
| Chaisson | Johns | Smith, J.R.—30th |
| Clarkson | Kennard | Sneed |
| Copelin | Kenney | Stelly |
| Crane | Lancaster | Theriot |
| Curtis | Landrieu | Thompson |
| Damico | LeBlanc | Thornhill |
| Daniel | Long | Toomy |
| Deville | Marionneaux | Travis |
| DeWitt | Martiny | Triche |
| Diez | McCain | Waddell |
| Doerge | McCallum | Walsworth |
| Donelon | McDonald | Warner |
| Dupre | McMains | Welch |
| Durand | Michot | Weston |
| Farve | Mitchell | Wiggins |
| Faucheux | Montgomery | Wilkerson |

| | | |
|-----------|---------|-----------|
| Flavin | Morrell | Willard |
| Fontenot | Morrish | Windhorst |
| Frith | Murray | Winston |
| Fruge | Nevers | Wooton |
| Gautreaux | Odinet | Wright |
| Glover | Pierre | |
| Green | Pinac | |
| Total—100 | | |

NAYS

Jenkins
Total—2

Perkins

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 962—

BY REPRESENTATIVE WALSWORTH
AN ACT

To amend and reenact R.S. 56:1850(A)(7), relative to rules and regulations for the Scenic and Natural Rivers Act; to provide relative to regulation of houseboats located on scenic rivers; to require promulgation of rules; to provide for refund of payments made to the Department of Wildlife and Fisheries relative to regulations of houseboats docked for longer than thirty consecutive days; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 962 by Representative Walsworth

AMENDMENT NO. 1

On page 1, line 2, after "1850(A)(7)" insert "and 1853, and to repeal R.S. 56:1855(E) and (H)"

AMENDMENT NO. 2

On page 1, line 4 after "rules;" insert "to provide relative to barricades, obstacles and dams;"

AMENDMENT NO. 3

On page 1, line 9, "change R.S. 56:1850(A)(7) is" to "R.S. 56:1850(A)(7) and 1853 are"

AMENDMENT NO. 4

On page 2, between lines 6 and 7, insert the following:

"§1853. Prohibited uses

A. Channelization, clearing and snagging, channel realignment and reservoir construction of those rivers and streams included within this system are hereby prohibited. Violations of the provisions of this Section constitute a class six violation, R.S. 56:36.

R.S. 56:1853(B) is all proposed new law.

B. No barricade, barrier, fence, or obstacle of any kind shall be placed upon or laid across any river in the natural and scenic river system. Any barricade, barrier, fence, or obstacle presently placed or laid across any river in the natural and scenic river system shall be removed immediately. Failure to comply with the provisions of this Section shall constitute a class six violation, R.S. 56:36.

R.S. 56:1853(C) is all proposed new law.

C. The dam that currently runs across Big Creek in Grant Parish shall be removed at the owner's expense no later than January 1, 2001.

* * *

AMENDMENT NO. 5

On page 2, below line 19, insert the following:

"Section 4. R.S. 56: 1855 (E) and (H) are hereby repealed in their entirety.

Section 5. If any provision or item of this Act or the application thereof is held invalid, such invalidity shall not affect other provisions, items, or applications of this Act which can be given effect without the invalid provisions, items, or applications, and to this end the provisions of this Act are hereby declared severable."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Reengrossed House Bill No. 962 by Representative Walsworth

AMENDMENT NO. 1

On page 3, after line 19, insert the following:

"Section 6. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Rep. Walsworth moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |

| | | |
|-----------|-------------|-----------|
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Thompson |
| Daniel | LeBlanc | Thornhill |
| Denville | Long | Toomy |
| DeWitt | Marionneaux | Travis |
| Diez | Martiny | Triche |
| Doerge | McCain | Waddell |
| Donelon | McCallum | Walsworth |
| Dupre | McDonald | Warner |
| Durand | McMains | Welch |
| Farve | Michot | Weston |
| Faucheux | Mitchell | Wiggins |
| Flavin | Montgomery | Wilkerson |
| Fontenot | Morrell | Willard |
| Frith | Morrish | Windhorst |
| Fruge | Murray | Winston |
| Gautreaux | Nevers | Wooton |
| Glover | Odinot | Wright |
| Green | Perkins | |

Total—101

NAYS

Total—0

ABSENT

Strain
Total—2

Theriot

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1384—

BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 46:2622(9) and 2625(A)(1)(a), relative to certain fees levied on providers of health care services; to further define those nursing facilities upon which such fees are levied; to provide for certain exemptions from such fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1384 by Senator Hines

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete the remainder of the line and delete lines 3 through 5 and insert "46:1056, relative to written employment agreements between hospital service district commissions; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 7, after "R.S." delete the remainder of the line and insert "46:1056 is hereby amended and"

AMENDMENT NO. 3

On page 1, delete lines 9 through 18 and insert the following:

"§1056. Hospital director

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A. The commission, with the approval of the medical staff, shall appoint enter into a formal written employment agreement with a hospital director, hereafter referred to as "director," who has had experience in the field of hospital administration and is familiar with the principles and methods of hospital and institutional care. He shall be a full-time employee of the district or of the hospital management firm and shall receive a salary fixed by the commission.

B. If the director and commission enter into a formal written employment agreement, notwithstanding any law to the contrary, such agreement shall bind both parties to its terms. Such written agreement shall provide for a fixed term of employment, specify the director's duties, and be renewable for an additional term or terms at the pleasure of the commission. In the absence of a formal written employment agreement, the director ~~He~~ shall serve at the pleasure of the commission.

C. If a director is found incompetent, inefficient, or unworthy during the term of a written employment agreement, he shall be removable for such cause by a majority vote of the commission at any regular meeting for which the removal appears on the agenda or any special meeting after due notice. The written employment agreement shall also specify that the commission shall give the director official warning and a reasonable opportunity to correct the indicated deficiencies prior to the commission's termination of the agreement."

AMENDMENT NO. 4

On page 2, delete lines 1 through 17

Rep. Alexander moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |

| | | |
|-----------|---------|---------|
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |

Total—102

NAYS

Total—0

ABSENT

Strain

Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1386—

BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1231, to enact R.S. 40:1235.2 through 1235.4, and to repeal R.S. 40:1236.4(A)(4), relative to emergency medical services; to provide for the licensure of ambulance services; to provide definitions; to provide for license renewal, fees, fines, violations, and penalties; to provide for vehicle inspections; to provide for appeals; to remove certain exemptions from insurance requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1386 by Representative Alexander

AMENDMENT NO. 1

On page 9, line 4, change "shall" to "may"

AMENDMENT NO. 2

On page 9, line 12, after "of" insert "material"

AMENDMENT NO. 3

On page 10, between lines 2 and 3, insert the following:

"I. Any entity currently certified to provide ambulance services in Louisiana shall not be required to be licensed by the state in order to maintain certification for a period of one year after July 15, 1999, in order to continue providing such services."

AMENDMENT NO. 4

On page 10, lines 14 and 15, change "thirty-first" to "thirty-sixth"

AMENDMENT NO. 5

On page 10, line 25, change "thirty-first" to "thirty-sixth"

AMENDMENT NO. 6

On page 13, line 24, change the semicolon ";" to "and"

AMENDMENT NO. 7

On page 13, line 25, after "furnished" insert a period "." and delete the remainder of the line and delete line 26 in its entirety and insert "The"

Rep. Alexander moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1387—

BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:1231 and 1236.2(A), (B), (C), (E)(1), and (G) and to enact R.S. 40:1236.2(E)(4), 1236.6, and 1236.7, relative to air ambulance services; to provide for definitions; to change requirements for services seeking licensure; to change requirements for licensure renewal; to provide relative to

inspections; to provide relative to fees charged; to provide for denial, suspension, or revocation of a license; to provide for violations and penalties; to provide for appeals; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1387 by Representative Alexander

AMENDMENT NO. 1

On page 1, lines 3 and 12, after "R.S. 40:1236.2(E)(4)" insert "and (H)"

AMENDMENT NO. 2

On page 2, line 9, after "which" delete ", as a substantial portion of its business."

AMENDMENT NO. 3

On page 8, line 6, after "each" delete the remainder of the line and insert "air ambulance service certified or licensed in accordance with this Part."

AMENDMENT NO. 4

On page 10, between lines 18 and 19, insert the following:

"H. Any entity currently certified to provide ambulance service in Louisiana shall not be required to be licensed by the state in order to maintain certification for a period of one year after July 15, 1999, in order to continue providing such services."

AMENDMENT NO. 5

On page 11, lines 6 and 7, change "thirty-first" to "thirty-sixth"

AMENDMENT NO. 6

On page 11, line 17, change "thirty-first" to "thirty-sixth"

AMENDMENT NO. 7

On page 14, line 2, change the semicolon ";" to "and"

AMENDMENT NO. 8

On page 14, line 3, after "furnished" insert a period "." and delete the remainder of the line, delete line 4 in its entirety, and at the beginning of line 5, delete "ambulance service."

Rep. Alexander moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|--------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |

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55th Day's Proceedings - June 16, 1999

| | | |
|-----------|-------------|------------------|
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |

Total—102

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1397—

BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 40:2104(B), 2106, and 2138, relative to information received pursuant to licensing of certain health care facilities; to provide for confidentiality of financial information received by the Department of Health and Hospitals pursuant to licensing of hospitals and ambulatory surgical centers; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thomas to Engrossed House Bill No. 1397 by Representative Alexander

AMENDMENT NO. 1

On page 1, line 2, after "2138," delete the remainder of the line and

delete line 3 and insert the following:

"and to enact R.S. 40:2116(31)(B)(7), relative to licensing of certain health care"

AMENDMENT NO. 2

On page 1, line 4, after "facilities" insert "and agencies"

AMENDMENT NO. 3

On page 1, line 6, after "centers;" insert "to provide for relocation of certain health agencies; to provide for definitions;"

AMENDMENT NO. 4

On page 1, line 9, after "2138" insert "and to enact R.S. 40:2116.31(B)(7)"

AMENDMENT NO. 5

On page 2, after line 25, insert the following:

"§2116.31. Scope, purpose; definitions

* * *

B. For the purpose of this Part unless the context clearly otherwise requires:

* * *

(7) "Geographic Area" means:

(a) For purposes of relocating of the parent agency, the area around the original location of the parent agency which is within a one-hundred mile radius from the original location.

(b) For purposes of patient services delivery, the area around the present location of a parent agency which is within a fifty-mile radius from the agency premises."

Rep. Alexander moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-----------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |

| | | |
|-----------|-------------|-----------|
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1710—

BY REPRESENTATIVE TRAVIS

AN ACT

To amend and reenact R.S. 9:3572.2(A)(4), 3572.6(A) and (B), 3572.10, 3572.11(A) and (B)(1), and 3572.12(C), to enact R.S. 9:3572.2(C), and to repeal R.S. 9:3572.11(B)(2), relative to consumer loan brokers; to provide for exemptions from licensure; to provide for records retention; to provide for a right of cancellation of a brokerage agreement; to provide for loan brokerage agreements; to provide for revocation and suspension of licenses; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce and Consumer Protection to Engrossed House Bill No. 1710 by Representative Travis

AMENDMENT NO. 1

On page 1, line 3, delete ", to enact R.S. 9:3572.2(C),"

AMENDMENT NO. 2

On page 1, line 11, at the end of the line delete "and" and on line 12 delete "R.S. 9:3572.2(C) is hereby enacted"

AMENDMENT NO. 3

On page 2, delete lines 9 through 12

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House

Bill No. 1710 by Representative Travis

AMENDMENT NO. 1

On page 1, line 3 and page 1, line 11, following "3572.11(A)" and before the comma ",", change "(B)(1)" to "(B) (introductory paragraph) and (1)"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1710 by Representative Travis

AMENDMENT NO. 1

On page 4, line 21, between "partnership," and "or" insert "limited liability company,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hollis to Engrossed House Bill No. 1710 by Representative Travis

AMENDMENT NO. 1

On page 2, line 9, after "loans" insert "as defined in R.S. 6:1083(12)."

Rep. Travis moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |

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55th Day's Proceedings - June 16, 1999

Green Perkins Wright
Total—102

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1925—

BY REPRESENTATIVES ALEXANDER, DEWITT, DOWNER, MCMAINS, DIEZ, CARTER, CRANE, AND THORNHILL AND SENATORS HINES, DARDENNE, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 40:5(21), relative to public health; to authorize the state health officer and the office of public health of the Department of Health and Hospitals to conduct certain inspections upon receipt of a complaint that the department determines shows appropriate and sufficient ground to indicate a specific health hazard or sanitary code violation may exist; to authorize licensed sanitarians making such inspections to obtain orders or warrants for such inspections; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 1925 by Representative Alexander

AMENDMENT NO. 1

On page 2, line 16, after "a" delete "health hazard or"

Rep. Alario moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Hammett | Powell |
| Alario | Heaton | Pratt |
| Alexander | Hebert | Quezaire |
| Ansardi | Hill | Riddle |
| Barton | Holden | Romero |
| Baudoin | Hopkins | Salter |
| Baylor | Hudson | Scalise |
| Bowler | Hunter | Schneider |
| Bruce | Iles | Schwegmann |
| Bruneau | Jetson | Shaw |
| Carter | Johns | Smith, J.D.—50th |
| Chaisson | Kennard | Smith, J.R.—30th |
| Clarkson | Kenney | Sneed |
| Copelin | Lancaster | Stelly |
| Crane | Landrieu | Theriot |
| Curtis | LeBlanc | Thompson |
| Damico | Long | Thornhill |
| Daniel | Marionneaux | Toomy |

| | | |
|-----------|------------|-----------|
| Deville | Martiny | Travis |
| DeWitt | McCain | Triche |
| Diez | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinot | Wooton |
| Glover | Perkins | Wright |
| Green | Pierre | |
| Guillory | Pinac | |

Total—100

NAYS

Total—0

ABSENT

Doerge Jenkins Strain
Total—3

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1997—

BY REPRESENTATIVES TRICHE, MCCALLUM, AND HILL

AN ACT

To enact R.S. 42:883, relative to the State Employees Group Benefits Program; to provide for special enrollments for certain retirees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 1997 by Representative Triche

AMENDMENT NO. 1

On page 1, line 11, after "Chapter" add ", when such termination is the result of the retiree's divorce from a spouse who had creditable coverage at the time of the divorce under which the retiree was covered,"

AMENDMENT NO. 2

On page 1, line 16, after "1985" add "with not less than twenty-five years of service"

AMENDMENT NO. 3

On page 2, line 3, after "program" add ", that creditable coverage through the spouse continued throughout the retiree's state employment and until the divorce, and that the termination of coverage was a result of the termination of the marriage"

Rep. Triche moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 2259 (Substitute Bill for House Bill No. 1728
by Representative Perkins)—**
BY REPRESENTATIVE PERKINS

AN ACT

To enact R.S. 49:953(A)(1)(a)(viii) and 972, relative to administrative procedure; to provide that prior to the adoption, amendment, or repeal of any rule by any state agency that a family impact statement be issued; to provide for contents of the family impact statement; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and

Governmental Affairs to Engrossed House Bill No. 2259 by Representative Perkins

AMENDMENT NO. 1

On page 2, line 6, delete "In the formation of rules," and insert "Prior to the adoption and implementation of rules,"

AMENDMENT NO. 2

On page 2, line 8, after "autonomy" insert a period "." and delete the rest of the line

AMENDMENT NO. 3

On page 2, at the beginning of line 9, delete "such rules."

Rep. Perkins moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1524—

BY REPRESENTATIVES DAMICO, DEWITT, DOWNER, MCMAINS, AND DIEZ AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 30:2054(B)(8)(a) and R.S. 32:1306(C) and to repeal R.S. 30:2054(B)(8)(b), (c), and (d) and R.S. 32:1304(D)(2) and (3), relative to motor vehicle emissions and inspection and maintenance; to provide for the establishment and implementation of a program for the control and abatement of motor vehicle emissions; to provide for applicability of such program and of certain procedures, requirements, and conditions; to provide for emissions inspections; to provide for the imposition and disposition of certain fees; to repeal certain requirements and procedures regarding vehicle emission inspections and reports; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 1524 by Representative Damico

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 30:2054(B)(8)(a)" to "R.S. 30:2054(B)(8)"

AMENDMENT NO. 2

On page 1, line 3, after "repeal" delete "R.S. 30:2054(B)(8)(b), (c), and (d) and"

AMENDMENT NO. 3

On page 1, line 13, change "R.S. 30:2054(B)(8)(a)" to "R.S. 30:2054(B)(8)"

AMENDMENT NO. 4

On page 2, line 3, after "(8)", change "(a)" to "(a)"

AMENDMENT NO. 5

On page 2, line 21, change "U.S." to "United States"

AMENDMENT NO. 6

On page 2, delete line 26 in its entirety and insert in lieu thereof the following:

~~"(b) Unless otherwise required by the U.S. Environmental Protection Agency, regulations authorized and adopted pursuant to the Clean Air Act Amendments of 1990, the regulations adopted pursuant to this Paragraph, at a minimum, shall provide for the following:~~

~~(i) A biennial emission inspection for vehicles that are registered or required to be registered in any affected parish that is classified as "serious" or worse on the ozone non-attainment list of the U.S. Environmental Protection Agency on January 1, 1998 for which a~~

~~program emission inspection fee not to exceed ten dollars per vehicle inspected may be imposed if Intermodal Surface Transportation Efficiency Act funds are available for the purpose; otherwise and to the extent such funds are not available a fee not to exceed twenty dollars per vehicle inspected may be imposed. The secretary of the Department of Public Safety and Corrections may impose as an addition to the authorized annual fee provided for in R.S. 32:1301 et seq., a fee, the proceeds of which shall be deposited into the Environmental Trust Fund, for the exclusive use of an emission inspection program provided for in this Paragraph; such fee may be imposed commencing January 1, 1998, and which shall not exceed five dollars for the inspection of any vehicle registered in any affected parish. The additional annual fee authorized herein, and any other funds available for the purpose, shall be used to offset the program emission inspection fee and may be used to supplement the program emission inspection costs. However, to the extent that funds are available, from whatever source, in an amount sufficient for the program to operate without assessment of part or all of one or both of the fees authorized herein, such fees shall not be collected or, if being collected, shall be suspended until the continued collection is necessary.~~

~~(ii) To ensure the per vehicle fees imposed are no greater than the minimum amount necessary to fund the emission inspection program, the secretary and the secretary of the Department of Public Safety and Corrections shall each file an annual report with the legislative auditor prior to March first showing both actual and anticipated costs and revenues for the program.~~

~~(iii) Privately operated facilities employing tests designed to achieve federal performance standards. It is the goal of this Subparagraph that such facilities be located not more than fifteen miles driving distance from ninety percent of the affected population's residences and designed to require a total maximum inspection and waiting time of not more than fifteen minutes.~~

~~(iv) On-road testing, which includes but is not limited to remote sensing in all affected parishes for all registered vehicles, with appropriate followup testing for failing vehicles. Such followup testing is to be conducted at an emission inspection facility and enforced by the possibility of registration suspension or denial. Followup testing shall be exempt from the maximum driving distance provision of this Paragraph. Consideration shall be given to the maximum extent appropriate, for the use of remote sensing and other available technology, as a method for selection of vehicles for followup testing at an emission inspection facility.~~

~~(v) The provisions of R.S. 30:2064 notwithstanding, a vehicle scrappage program, optional for the vehicle owner, designed to accelerate the removal and disposal of gross emitting vehicles that cannot be repaired within the repair cost limits set by the secretary or the value of which is exceeded by the cost for such repair. The implementation of such scrappage program shall coincide with that of the emission inspection program provided for in this Paragraph and shall be voluntarily funded by stationary source industries within the nonattainment area in exchange for emission reduction credits, banking, and trading criteria established by rules of the secretary to provide participation incentives to industries using a cost per ton formula. Other funding sources may be used for this program. Such rules shall be finally promulgated no later than September 1, 1994. In development of such scrappage program rules, the secretary shall make a reasonable effort to ensure that no affected resident will be denied basic transportation for employment purposes.~~

~~(vi) An educational program with criteria to certify highly trained and qualified repair mechanics, a repair mechanic training program sufficiently funded to permit the purchase of equivalent technology to that used at an emission inspection facility, and a system designed to reduce the public inconvenience of multiple~~

retesting of repaired vehicles:

(vii) In determining the specific test technology to be implemented, the secretary shall preserve the state's options provided by federal law to vary from the specific program features required by EPA rules and to consider alternate, evolving, cost-effective technologies, presenting minimal public inconvenience, which are designed to bring Louisiana into compliance with federal ambient air quality standards and meet EPA required program elements. The secretary shall annually report to the presiding officers of each chamber of the Louisiana Legislature demonstrating the ongoing results of the program authorized by this Paragraph and shall include therein the results of its ongoing search for technology which may be employed to reduce ozone causing emissions.

(viii) The secretary shall hold at least one public meeting in each affected parish prior to the commencement of any testing to inform the residents of the affected parishes concerning the requirements of federal law and regulations, to increase citizen support for the program, to answer questions, and to gain insight into ways in which the program might be altered to be more effective and less intrusive; thereafter the secretary shall do so annually for the duration of the program to report on progress and address issues of interest to the public. In any parish in which emission inspections are conducted, the secretary shall hold such public meetings in each of the major municipalities of the parish.

(ix) At each inspection facility, notices shall be displayed in a place of prominence stating that the subject program, all inspections and funding provisions are expressly required by the U.S. Environmental Protection Agency and by an act of congress. Additionally, such notices shall be included on all cost- and fee-related transaction forms.

(x) No contract for the inspection of vehicles or for the distribution of equipment for the inspection of vehicles shall be executed by the department before January 1, 1998.

(xi) No vehicle shall be subject to an emissions inspection pursuant to this Subsection before January 1, 1999.

(c) The provisions of this Paragraph shall not apply to antique motor vehicles displaying special license plates as provided by R.S. 47:463.8.

(d)(i) To prepare and disseminate an annual ozone standard attainment monitoring report presenting data collected from monitors in all affected areas of the state.

(ii) The annual report shall be used by the department in its efforts to evaluate its existing and proposed programs, including for the inspection of motor vehicle emissions, if any, to achieve attainment of the National Ambient Air Quality Standard for ozone, and to provide summary information for the education of the public concerning progress toward achievement of said standard.

(iii) The report shall include summary information as follows: background information on the federal requirements for annual reporting; the types of data which must be reported; and the number of hours, days, monitors, and violations which are reflected by the data and reported to EPA for past, current, and future years. The report shall provide analysis of the data reflecting trends including decreases or increases over time and the patterns of monitoring site exceedances and total exceedances for the various areas where attainment has not been achieved fully.

(iv) The report should include any other data and information reasonably necessary to enhance the public's understanding of the ozone nonattainment data and report. The report should include

tabular and chart formats to facilitate its use and understanding by the public.

AMENDMENT NO. 7

On page 3, line 22, change "U.S." to "United States"

AMENDMENT NO. 8

On page 4, line 25, between "the" and "Environmental" insert "United States"

AMENDMENT NO. 9

On page 4, line 26, between "the" and "concerning" change "Agency" to "agency"

AMENDMENT NO. 10

On page 5, line 23, after "Section 3." delete "R.S. 30:2054(B)(8)(b), (c), and (d) and"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Reengrossed House Bill No. 1524 by Representative Damico

AMENDMENT NO. 1

On page 2, line 21, between "Agency" and the period "." insert "as of the effective date of this Act"

AMENDMENT NO. 2

On page 3, line 22, between "Agency" and the comma "," insert "as of the effective date of this Act"

Rep. McMains moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |

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| | | |
|-----------|------------|-----------|
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 147—

BY REPRESENTATIVE FAUCHEUX
AN ACT

To amend and reenact R.S. 13:2611(B) and to enact R.S. 13:2611(C) and (D) and 2616, relative to justice of the peace courts in St. John the Baptist Parish; to provide for limited parishwide territorial jurisdiction; to provide for continued effectiveness of existing districts; to provide for limited parishwide territorial jurisdiction for justice of the peace courts in St. James Parish; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Reengrossed House Bill No. 147 by Representative Faucheux

AMENDMENT NO. 1

On page 2, between lines 17 and 18, insert the following:

"A. The territorial limits of the justice of the peace courts in St. James Parish shall be the same as the seven parish council districts within the parish and as provided in Subsection B."

AMENDMENT NO. 2

On page 2, line 18, change "A." to "B."

AMENDMENT NO. 3

On page 3, line 1, change "B." to "C."

AMENDMENT NO. 4

On page 3, line 2, change "A" to "B"

Rep. Faucheux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 192—

BY REPRESENTATIVE WILKERSON
AN ACT

To enact R.S. 46:153.3(B)(4), relative to medical vendor reimbursements under Medicaid; to authorize the Department of Health and Hospitals to apply for a Medicaid waiver to conduct a pilot project regarding anorexic drugs in the Medicaid program; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 192 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 15, change "Association" to "Administration"

Rep. Wilkerson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 303—

BY REPRESENTATIVE DONELON
AN ACT

To amend and reenact R.S. 9:3550(D), relative to insurance premium finance agreements; to provide for premium checks; to provide for requirements; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by

the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 303 by Representative Donelon

AMENDMENT NO. 1

On page 2, line 5, change "where" to "when"

Rep. Donelon smoved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

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HOUSE BILL NO. 963—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 47:463(A)(3) and 463.57, relative to license plates; to provide for the design of special prestige license plates; to provide for handling charges on special prestige license plates; to provide for a Jaycees prestige license plate; to provide for eligibility; to provide for the charge; to provide for the disbursement of a donation; to provide for the promulgation of rules; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways, and Public Works to Engrossed House Bill No. 963 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 6, after "of a" change "donation" to "royalty fee"

AMENDMENT NO. 2

On page 2, line 7, after the period "." add "No prestige plate shall be established after the effective date of this Act until the department has received a minimum of one hundred applications for such plate."

AMENDMENT NO. 3

On page 2, line 14, after "Jaycee" add "and only when the department has received a minimum of one hundred applications for such plate"

AMENDMENT NO. 4

On page 2, line 23, after "The" change "tax" to "charge"

AMENDMENT NO. 5

On page 2, line 25, after "Constitution" add "and a handling fee of three dollars and fifty cents to be retained by the department to offset a portion of the administrative costs"

AMENDMENT NO. 6

On page 3, line 1, after "E." delete the remainder of the line and delete lines 2 through 6 and add in lieu thereof "A royalty fee of twenty-five dollars for the use of the official logo of the Louisiana Jaycees shall be collected by the department. Upon"

AMENDMENT NO. 7

On page 3, line 7, after "of the" change "donation" to "fee"

AMENDMENT NO. 8

On page 3, line 8, after "of the" change "donor and the amount of the donation" to "applicant"

AMENDMENT NO. 9

On page 3, line 9, after "forward the" change "donation" to "fee"

AMENDMENT NO. 10

On page 4, after line 5, add the following:

"H. Upon the signing of a contract authorizing the use of the logo of the Louisiana Jaycees, the secretary of the Department of Public Safety and Corrections shall establish prestige plates in accordance with the provisions of this Section. This contract shall include an agreement on the part of the Louisiana Jaycees to use the royalty fees as provided in Subsection (E) of this Section."

Rep. Daniel moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Hammett | Pierre |
| Alario | Heaton | Pinac |
| Alexander | Hebert | Powell |
| Ansardi | Hill | Pratt |
| Barton | Holden | Quezaire |
| Baudoin | Hopkins | Riddle |
| Baylor | Hudson | Romero |
| Bowler | Hunter | Salter |
| Bruce | Iles | Scalise |
| Bruneau | Jenkins | Schneider |
| Carter | Jetson | Schwegmann |
| Clarkson | Johns | Shaw |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Thompson |
| Daniel | LeBlanc | Thornhill |
| DeWitt | Long | Toomy |
| Diez | Marionneaux | Travis |
| Doerge | Martiny | Triche |
| Donelon | McCain | Waddell |
| Dupre | McCallum | Walsworth |
| Durand | McDonald | Warner |
| Farve | McMains | Welch |
| Faucheux | Michot | Weston |
| Flavin | Mitchell | Wiggins |
| Fontenot | Montgomery | Wilkerson |
| Frith | Morrell | Willard |
| Fruge | Morrish | Windhorst |
| Gautreaux | Murray | Winston |
| Glover | Nevers | Wooton |
| Green | Odinot | Wright |
| Guillory | Perkins | |
| Total—98 | | |

NAYS

| | |
|----------|------------------|
| Chaisson | Smith, J.D.—50th |
| Deville | Theriot |
| Total—4 | |

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1221—

BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE

AN ACT

To amend and reenact R.S. 33:2553(3), relative to fire and police civil service; to provide relative to qualifications for admission to certain competitive employment tests for such service; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1221 by Representatives Baylor, et al.

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 33:2553(3)," and insert "and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(24)(d) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2494(D) and to amend and reenact R.S. 33:2553(3) and 2554(D),"

AMENDMENT NO. 2

On page 1, line 4, between "service;" and "and" insert "to provide for preferences in appointments to certain competitive positions;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." delete "R.S. 33:2553(3) is" and insert "Article XIV, Section 15.1(24)(d) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, is hereby amended and reenacted and continued in full force and effect as R.S. 33:2494(D) which is amended and reenacted and R.S. 33:2553(3) and 2554(D) are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8, insert the following:

"§2494. Certification and appointment

* * *

D. Certification and appointment from the competitive list shall be limited to those conditions and classifications for which the competitive test may be given as provided by ~~Sub-section~~ Subsection E of R.S. 33:2492. Upon the appointing authority's request for the certification of eligible persons from which he may fill a vacancy, and if the competitive list is the appropriate list from which the names of eligible persons shall be certified, the board shall certify the names of the persons upon that list, in the order in which they appear thereon, for the class in which the vacancy is to be filled. The appointing authority shall select and appoint to the first vacancy to be filled, any one of the persons so certified to him for the vacancy. In making such appointment to entry-level positions, the appointing authority shall give a preference to Louisiana residents. If any one or more persons so certified should refuse the appointment, the appointing authority shall then select and appoint any one of the remaining persons certified by the board. This procedure shall be followed until the position has been filled by appointment of one of the persons certified from the list and willing to accept the

appointment, or until each person whose name appears upon the list has in this manner been certified for the vacancy.

* * *

AMENDMENT NO. 5

On page 1, after line 18, insert the following:

"§2554. Certification and appointment

* * *

D. Certification and appointment from the competitive list shall be limited to those conditions and classifications for which the competitive test may be given as provided by R.S. 33:2552(5). Upon the appointing authority's request for the certification of eligible persons from which it may fill a vacancy, and if the competitive list is the appropriate list from which the names of eligible persons shall be certified, the board shall certify the names of the persons upon that list, in the order in which they appear thereon, for the class in which the vacancy is to be filled. The appointing authority shall select and appoint to the first vacancy to be filled any one of the persons so certified to it for the vacancy. In making such appointment to entry-level positions, the appointing authority shall give a preference to Louisiana residents. If any one or more persons so certified refuses the appointment, the appointing authority then shall select and appoint any one of the remaining persons certified by the board. This procedure shall be followed until the position has been filled by appointment of one of the persons certified from the list and willing to accept the appointment, or until each person whose name appears upon the list has in this manner been certified for the vacancy.

* * *

Rep. Baylor moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |

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| | | |
|-----------|------------|-----------|
| Farve | Michot | Welch |
| Fauchoux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 1222—

BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE
AN ACT

To amend and reenact and as amended to arrange in proper statutory form and incorporate into the statutes the provisions of Article XIV, Section 15.1(24)(a) of the Constitution of 1921, continued as statute by Article X, Section 18 of the Constitution of 1974, by amending and reenacting R.S. 33:2494(A) and to amend and reenact R.S. 33:2554(A), relative to fire and police civil service; to provide relative to the certification of names of persons eligible for appointment; specifically to remove the time limitation on the validity of such certification; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1222 by Representative Baylor

AMENDMENT NO. 1

On page 2, line 22, between "shall" and "make" insert ", if it fills the vacancy,"

Rep. Baylor moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|-----------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |

| | | |
|-----------|-------------|------------------|
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Fauchoux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1224—

BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 30:5.1, relative to unitization of oil and gas wells; to provide for deep pool units; to provide procedures, terms, and conditions; to provide for rules and regulations; to provide for certain orders of the commissioner of conservation; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 1224 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 15, after "unit," delete the remainder of the line, and delete lines 16 through 18 in their entirety

AMENDMENT NO. 2

On page 2, delete lines 1 through 3 in their entirety

AMENDMENT NO. 3

On page 3, line 4, between "for the" and "allocation" insert "initial"

AMENDMENT NO. 4

On page 4, line 7, after "hereunder." insert the following:

"Any such order shall provide for the allocation of unit production on a just and equitable basis to each separately owned tract within the unit."

Rep. Daniel moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1311—

BY REPRESENTATIVE DAMICO

AN ACT

To enact R.S. 33:1236.25, relative to Jefferson Parish; to authorize the governing authority of the parish to create a special district for the purposes of enhancing the security of residents of the Plantation Estates subdivision; to provide for the creation and governance of the district as provided by the parish home rule charter; to require voter approval of a district tax; and to provide

for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Engrossed House Bill No. 1311 by Representative Damico

AMENDMENT NO. 1

On page 2, line 15, after "those" insert "qualified electors living in the district and"

Rep. Damico moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

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The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1481—

BY REPRESENTATIVE DOERGE

AN ACT

To enact R.S. 48:701.2(D), relative to Webster Parish; to limit the applicability of the current statute on reversion of property after revocation of a dedication of any road, street, or alleyway in Webster Parish; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1481 by Representative Doerge

AMENDMENT NO. 1

On page 2, between lines 2 and 3, insert the following:

"Section 2. The provisions of this Act shall not be construed to be curative and shall only be applied prospectively. This Act shall not apply to nor affect any current or pending litigation."

AMENDMENT NO. 2

On page 2, at the beginning of line 3, change "Section 2." to "Section 3."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Campbell to Engrossed House Bill No. 1481 by Representative Doerge

AMENDMENT NO. 1

Delete Senate Committee Amendments proposed by the Senate Local and Municipal Affairs Committee and adopted by the Senate on May 27, 1999.

AMENDMENT NO. 2

On page 1, delete line 14, and on line 15, delete "inapplicable in Webster Parish." and insert the following:

"D. This Section shall not apply to a revocation and setting aside of a dedication of any road, street, or alleyway by the governing authority of Webster Parish or of its municipalities on and after July 1, 1999."

Rep. Doerge moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|----------|----------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Heaton | Pratt |
| Ansardi | Hebert | Quezaire |
| Barton | Hill | Riddle |

Baudoin
Baylor
Bowler
Bruce
Bruneau
Carter
Chaisson
Clarkson
Copelin
Crane
Curtis
Damico
Daniel
Dewille
DeWitt
Diez
Doerge
Donelon
Dupre
Durand
Fauchaux
Flavin
Fontenot
Frith
Frige
Gautreaux
Glover
Green
Total—99

Holden
Hopkins
Hudson
Hunter
Iles
Jenkins
Jetson
Johns
Kennard
Kenney
Lancaster
Landrieu
LeBlanc
Long
Marionneaux
Martiny
McCain
McDonald
McMains
Michot
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet
Perkins
Pierre

Romero
Salter
Scalise
Schneider
Schwegmann
Shaw
Smith, J.D.—50th
Smith, J.R.—30th
Sneed
Stelly
Theriot
Thompson
Thornhill
Toomy
Travis
Triche
Waddell
Walsworth
Warner
Welch
Weston
Wiggins
Wilkerson
Willard
Windhorst
Winston
Wooton
Wright

NAYS

McCallum
Total—1

ABSENT

Farve
Total—3

Mitchell

Strain

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1517—

BY REPRESENTATIVE PERKINS

AN ACT

To enact R.S. 47:463.57, relative to motor vehicles; to provide relative to license plates; to create the "Choose Life" prestige license plate for the promotion of adoption; to provide for the color, design, and logo of such plates; to require the words "ADOPTION...NO GREATER LOVE" to appear on the plate; to provide relative to the fees for such plates; to provide for the use of such fees; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Perkins, the bill was returned to the calendar.

HOUSE BILL NO. 1579—

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To enact R.S. 32:291.1, relative to motor vehicles; to provide for reimbursement for the cost of cleanup or removal of road hazards; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Landry to Engrossed House Bill No. 1579 by Representative Diez

AMENDMENT NO. 1

On page 1, line 15, after "responsible" add " or was only partially responsible"

AMENDMENT NO. 2

On page 2, line 1, after "removal" add "which is a percentage of such cost equal to the percentage of the crash or incident for which he was not held legally responsible"

AMENDMENT NO. 3

On page 2, line 3, after "removal" add "which is a percentage of such cost equal to the percentage of the crash or incident for which he was found legally responsible"

Rep. Diez moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Pinac |
| Alario | Guillory | Powell |
| Alexander | Hammett | Pratt |
| Ansardi | Heaton | Quezaire |
| Barton | Hebert | Riddle |
| Baudoin | Hill | Romero |
| Baylor | Hopkins | Salter |
| Bowler | Hudson | Scalise |
| Bruce | Hunter | Schneider |
| Bruneau | Iles | Schwegmann |
| Carter | Jetson | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Denville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |
| Diez | McCain | Triche |
| Doerge | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinet | Wooton |
| Glover | Pierre | Wright |
| Total—99 | | |

NAYS

Holden
Total—3

Jenkins

Perkins

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1635— BY REPRESENTATIVE HEATON AN ACT

To authorize and provide for the state to transfer certain tracts of land situated in Orleans Parish to the Carrollton Community Economic Development Corporation; to provide terms and conditions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1635 by Representative Heaton

AMENDMENT NO. 1

On page 1, line 2, after "authorize" delete the remainder of the line and insert in lieu thereof the following:

"the Department of Social Services to enter into a cooperative endeavor with"

AMENDMENT NO. 2

On page 1, line 3, delete "in Orleans Parish to"

AMENDMENT NO. 3

On page 1, line 4, between "Corporation" and the semicolon ";" insert the following:

"utilizing certain property owned by the department in Orleans Parish"

AMENDMENT NO. 4

On page 1, line 7, change "Health and Hospitals," to "Social Services"

AMENDMENT NO. 5

On page 1, delete lines 8 through 11 in their entirety and insert in lieu thereof the following:

"is hereby authorized to enter into a cooperative endeavor with the Carrollton Community Economic Development Corporation utilizing the following described property located in the parish of Orleans:"

AMENDMENT NO. 6

On page 1, line 17, change "Health and Hospitals," to "Social Services,"

AMENDMENT NO. 7

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On page 1, delete line 19 and on page 2, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"cooperative endeavor involving the property described in Section 1 of this Act and to execute such documents with the Carrollton Community Economic Development Corporation as may be necessary to effectuate the provisions of such cooperative endeavor authorized by Section 1 of this Act."

Rep. Heaton moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinet | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1709—

BY REPRESENTATIVE DIEZ

AN ACT

To enact R.S. 47:532(D)(4), relative to the registration of vehicles; to authorize the adoption and enforcement of administrative regulations for the issuance of permanent metal plates of certain

motor vehicles; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators Barham, Lambert, Cain and Hollis to Engrossed House Bill No. 1709 by Representative Diez

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 32:1304(A)(1) and to" and between "to" and "the" insert "inspections and"

AMENDMENT NO. 2

On page 1, line 4, after "vehicles;" add " to provide relative to required inspections; to exempt motor vehicles which are less than three years old; to provide for certificates of exemption; to authorize promulgation of rules;"

AMENDMENT NO. 3

On page 1, between lines 6 and 7, insert the following:

"Section 1. R.S. 32:1304(A)(1) is hereby amended and reenacted to read as follows:

§1304. Secretary to require periodical inspection

A.(1)(a) The secretary shall at least once every other year, but not more frequently than twice each year, require that every motor vehicle; which is three years old or older, trailer, semitrailer, and pole trailer registered in this state be inspected and that an official certificate of inspection and approval be obtained for such vehicle. However, overweight and oversize mobile homes requiring a state permit shall not be required to bear a certificate of approved inspection when being moved by a bonded carrier as defined by law nor shall used motor vehicles in transit by a dealer be required to have a certificate of inspection and approval.

(b) Every motor vehicle which is less than three years old at the date of purchase and which is registered in this state shall be issued a certificate of exemption to be displayed in the same manner as the certificate of inspection which indicates that the motor vehicle is less than three years of age and is exempt from the motor vehicle inspection requirement of this Section. A fee of one dollar and fifty cents for the sticker shall be imposed at the time of sale of the vehicle upon the individual to whom the vehicle is to be registered.

(c) The exemption provisions of this Subsection for motor vehicles which are less than three years old shall not apply to vehicles registered in Orleans Parish or the incorporated areas of Jefferson Parish.

(d)The exemption provisions of this Subsection for motor vehicles which are less than three years old shall not apply to vehicles registered in any parish which has been placed on the nonattainment list for ozone standards and classified as "serious" or worse by the United States Environmental Protection Agency, as of the effective date of this Act, until such time as the parish has been removed from the nonattainment list. However, the exemption provisions of this Subsection for motor vehicles which are less than three years old shall apply in any parish that is in compliance with ozone standards.

(e) The secretary may promulgate necessary rules and regulations for the administration, the distribution, and the enforcement of the required certificate of exemption from inspection requirements for motor vehicles which are less than three years old.

AMENDMENT NO. 4

On page 1, line 7, change "Section 1." to "Section 2."

Rep. Diez moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Pinac |
| Alario | Guillory | Powell |
| Alexander | Hammett | Pratt |
| Ansardi | Heaton | Quezaire |
| Barton | Hebert | Romero |
| Baudoin | Hill | Salter |
| Baylor | Holden | Scalise |
| Bowler | Hopkins | Schneider |
| Bruce | Hudson | Schwegmann |
| Bruneau | Hunter | Shaw |
| Carter | Iles | Smith, J.D.—50th |
| Chaisson | Jenkins | Smith, J.R.—30th |
| Clarkson | Jetson | Sneed |
| Copelin | Johns | Stelly |
| Crane | Kennard | Theriot |
| Curtis | Kenney | Thompson |
| Damico | Landrieu | Thornhill |
| Daniel | LeBlanc | Toomy |
| Deville | Long | Travis |
| DeWitt | Marionneaux | Triche |
| Diez | Martiny | Waddell |
| Doerge | McCain | Walsworth |
| Donelon | McCallum | Warner |
| Dupre | McDonald | Welch |
| Durand | McMains | Weston |
| Farve | Michot | Wiggins |
| Faucheux | Montgomery | Wilkerson |
| Flavin | Morrish | Willard |
| Fontenot | Murray | Windhorst |
| Frith | Nevers | Winston |
| Fruge | Odinet | Wooton |
| Gautreaux | Perkins | Wright |
| Glover | Pierre | |
| Total—98 | | |

NAYS

Total—0

ABSENT

| | | |
|-----------|---------|--------|
| Lancaster | Morrell | Strain |
| Mitchell | Riddle | |
| Total—5 | | |

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1980—

BY REPRESENTATIVE WILKERSON
AN ACT

To amend and reenact R.S. 34:851.15(A), relative to waterskiing; to provide for an exception to the requirement of having two persons in a motorboat which is towing a water-skier; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Engrossed House Bill No. 1980 by Representative Wilkerson

AMENDMENT NO. 1

On page 1, line 3, change "an exception" to "exceptions"

Rep. Wilkerson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pinac |
| Alario | Hammett | Powell |
| Alexander | Heaton | Pratt |
| Ansardi | Hebert | Quezaire |
| Barton | Hill | Riddle |
| Baudoin | Holden | Romero |
| Baylor | Hopkins | Salter |
| Bruce | Hudson | Schneider |
| Bruneau | Hunter | Schwegmann |
| Carter | Iles | Shaw |
| Chaisson | Jenkins | Smith, J.D.—50th |
| Clarkson | Jetson | Smith, J.R.—30th |
| Crane | Johns | Sneed |
| Curtis | Kennard | Stelly |
| Damico | Kenney | Theriot |
| Daniel | Landrieu | Thompson |
| Deville | LeBlanc | Thornhill |
| DeWitt | Long | Travis |
| Diez | Marionneaux | Triche |
| Doerge | Martiny | Waddell |
| Donelon | McCain | Warner |
| Dupre | McCallum | Welch |
| Durand | McDonald | Weston |
| Farve | Michot | Wiggins |
| Faucheux | Montgomery | Wilkerson |
| Flavin | Morrell | Willard |
| Fontenot | Morrish | Windhorst |
| Frith | Murray | Winston |
| Fruge | Nevers | Wooton |
| Gautreaux | Odinet | Wright |
| Glover | Perkins | |
| Green | Pierre | |
| Total—94 | | |

NAYS

| | | |
|-----------|---------|-----------|
| Bowler | McMains | Toomy |
| Lancaster | Scalise | Walsworth |
| Total—6 | | |

ABSENT

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Copelin
Total—3

Mitchell

Strain

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2070—

BY REPRESENTATIVE KENNEY

AN ACT

To amend and reenact R.S. 56:327(A)(1)(a), 411(6) and 412(A)(4), relative to fishing; to provide for exceptions to the prohibitions on the selling or purchasing of certain fish; to provide relative to hybrid bream; to provide for the definition of "domesticated fish"; to provide for the propagation, production, and transportation of hybrid bream; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 2070 by Representative Kenney

AMENDMENT NO. 1

On page 3, line 14, following "pass," delete "or minnows raised"

AMENDMENT NO. 2

On page 3, line 18, following "or" and before "produced" insert "or minnows raised"

Rep. Kenney moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Deville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |

Durand
Farve
Fauchaux
Flavin
Fontenot
Frith
Fruge
Gautreaux
Glover
Green

Total—102

McMains
Michot
Mitchell
Montgomery
Morrell
Morrish
Murray
Nevers
Odinet
Perkins

Warner
Welch
Weston
Wiggins
Wilkerson
Willard
Windhorst
Winston
Wooton
Wright

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 2127—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact Section 2 of Act No. 614 of the 1972 Regular Session of the Louisiana Legislature, as amended by Act No. 85 of the 1985 Regular Session of the Louisiana Legislature, relative to the Southwest Louisiana Convention and Visitors Bureau; to provide relative to the directors who govern the district; to provide relative to the nomination, qualifications, and appointment of directors; to limit the number of consecutive terms a director may serve; to provide requirements for retaining a directorship and relative to vacancies; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cox to Reengrossed House Bill No. 2127 by Representative Johns

AMENDMENT NO. 1

On page 2, line 26 after "hotel" delete the remainder of the line and insert "or motel"

AMENDMENT NO. 2

On page 3, line 1 delete "park"

AMENDMENT NO. 3

On page 3, line 2 change "motel, or recreational vehicle park" to "or motel"

AMENDMENT NO. 4

On page 3, line 22, after "hotel" delete the remainder of the line on line 23 delete "vehicle park" and insert "and motel"

AMENDMENT NO. 5

On page 3, line 24, after "hotel" delete the remainder of the line and on line 25, delete "park" and insert "or motel"

AMENDMENT NO. 6

On page 3, at the end of line 25, delete the comma "," and insert "or"

AMENDMENT NO. 7

On page 4, line 1, after "motel" delete ",or recreational vehicle park"

AMENDMENT NO. 8

On page 4, line 6, after "hotel" delete the remainder of the line and at the beginning of line 7 delete "vehicle park" and insert "and motel"

AMENDMENT NO. 9

On page 4, line 8, after "hotel" delete the remainder of the line and at the beginning of line 9, delete "park" and insert "or motel"

AMENDMENT NO. 10

On page 4, line 10, after "hotel" delete ",motel, or recreational vehicle park" and insert "or motel"

AMENDMENT NO. 11

On page 5, line 24 delete ",recreational vehicle park"

AMENDMENT NO. 12

On page 6, between lines 21 and 22 insert the following:

"(8) Each appointment shall be submitted to the Senate for confirmation."

Rep. Johns moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Guillory | Pierre |
| Alario | Hammett | Pinac |
| Alexander | Heaton | Powell |
| Ansardi | Hebert | Pratt |
| Barton | Hill | Quezaire |
| Baudoin | Holden | Riddle |
| Baylor | Hopkins | Romero |
| Bowler | Hudson | Salter |
| Bruce | Hunter | Scalise |
| Bruneau | Iles | Schneider |
| Carter | Jenkins | Schwegmann |
| Chaisson | Jetson | Shaw |
| Clarkson | Johns | Smith, J.D.—50th |
| Copelin | Kennard | Smith, J.R.—30th |
| Crane | Kenney | Sneed |
| Curtis | Lancaster | Stelly |
| Damico | Landrieu | Theriot |
| Daniel | LeBlanc | Thompson |
| Denville | Long | Thornhill |
| DeWitt | Marionneaux | Toomy |
| Diez | Martiny | Travis |
| Doerge | McCain | Triche |
| Donelon | McCallum | Waddell |
| Dupre | McDonald | Walsworth |
| Durand | McMains | Warner |
| Farve | Michot | Welch |

| | | |
|-----------|------------|-----------|
| Faucheux | Mitchell | Weston |
| Flavin | Montgomery | Wiggins |
| Fontenot | Morrell | Wilkerson |
| Frith | Morrish | Willard |
| Fruge | Murray | Windhorst |
| Gautreaux | Nevers | Winston |
| Glover | Odinot | Wooton |
| Green | Perkins | Wright |
| Total—102 | | |

NAYS

Total—0

ABSENT

Strain
Total—1

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 2153—

BY REPRESENTATIVE ALARIO

AN ACT

To enact Chapter 26 of Title 42 of the Louisiana Revised Statutes of 1950, comprised of R.S. 42:1481 through 1485, to create the Compensation Review Commission; to provide for the membership of the commission; to provide for the powers, duties, and functions of the commission; to provide for reports on salaries of certain officials by the commission; to provide for the implementation and effectiveness of such salaries; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 2153 by Representative Alario

AMENDMENT NO. 1

On page 1, line 17, change ": two" to "appointed as follows:" and on line 18, delete "shall be appointed by the governor;"

AMENDMENT NO. 2

On page 1, line 19, at the end of the line, change "two" to "one"

AMENDMENT NO. 3

On page 2, line 1, change "one" to "four"

AMENDMENT NO. 4

On page 2, line 5, after "Louisiana" insert "; provided that no member shall be a statewide elected official or an employee of a statewide elected official, office of the judiciary, office of the governor, or the legislature"

AMENDMENT NO. 5

On page 3, line 11, delete ", except for" and on line 12, delete "submission to the governor," and after "bill" insert ",except for submission to the governor"

Rep. Montgomery moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|-------------|------------------|
| Mr. Speaker | Green | Pierre |
| Alario | Guillory | Pinac |
| Alexander | Hammett | Powell |
| Ansardi | Heaton | Pratt |
| Barton | Hebert | Quezaire |
| Baudoin | Hill | Riddle |
| Baylor | Holden | Romero |
| Bowler | Hopkins | Salter |
| Bruce | Hudson | Schneider |
| Bruneau | Hunter | Schwegmann |
| Carter | Iles | Shaw |
| Chaisson | Johns | Smith, J.D.—50th |
| Clarkson | Kennard | Smith, J.R.—30th |
| Copelin | Kenney | Sneed |
| Crane | Lancaster | Stelly |
| Curtis | Landrieu | Theriot |
| Damico | LeBlanc | Thompson |
| Daniel | Long | Thornhill |
| Deville | Marionneaux | Toomy |
| DeWitt | Martiny | Travis |
| Diez | McCain | Triche |
| Doerge | McCallum | Waddell |
| Donelon | McDonald | Walsworth |
| Dupre | McMains | Warner |
| Durand | Michot | Welch |
| Farve | Mitchell | Weston |
| Faucheux | Montgomery | Wiggins |
| Flavin | Morrell | Wilkerson |
| Fontenot | Morrish | Willard |
| Frith | Murray | Windhorst |
| Fruge | Nevers | Winston |
| Gautreaux | Odinet | Wooton |
| Glover | Perkins | Wright |
| Total—99 | | |

NAYS

Jenkins
Total—1

ABSENT

Jetson Scalise Strain
Total—3

The amendments proposed by the Senate were concurred in by the House.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 141: Reps. Shaw, Diez, and Theriot.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 365: Reps. Dupre, John Smith, and Gautreaux.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1397: Reps. Alexander, Schwegmann, and Iles.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1592: Reps. Wooton, Damico, and Martiny.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1709: Reps. Diez, Gautreaux, and Theriot.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1997: Reps. Triche, LeBlanc, and Toomy.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2127: Reps. Johns, Weston, and Stelly.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 2174: Reps. Stelly, Flavin, and Johns.

Suspension of the Rules

On motion of Rep. DeWitt, the rules were suspended in order to take up Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

The following petitions, memorials, and communications were received and read:

Conference Committee Reports for Consideration

The following Conference Committee Reports were received and read:

Conference Committee Report
House Bill No. 110 by Representative Faucheux

Conference Committee Report
House Bill No. 903 by Representative McCain

The above Conference Committee Reports lie over under the rules.

Message from the Senate

HOUSE BILLS

June 16, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 64
Returned with amendments.

House Bill No. 176
Returned with amendments.

House Bill No. 206
Returned with amendments.

House Bill No. 308
Returned without amendments.

House Bill No. 315
Returned with amendments.

House Bill No. 324
Returned with amendments.

House Bill No. 336
Returned without amendments.

House Bill No. 421
Returned with amendments.

House Bill No. 477
Returned with amendments.

House Bill No. 718
Returned with amendments.

House Bill No. 726
Returned without amendments.

House Bill No. 728
Returned without amendments.

House Bill No. 794
Returned with amendments.

House Bill No. 818
Returned without amendments.

House Bill No. 854
Returned with amendments.

House Bill No. 858
Returned with amendments.

House Bill No. 862
Returned with amendments.

House Bill No. 899
Returned without amendments.

House Bill No. 925
Returned with amendments.

House Bill No. 955
Returned without amendments.

House Bill No. 1187
Returned with amendments.

House Bill No. 1211
Returned with amendments.

House Bill No. 1227
Returned with amendments.

House Bill No. 1251
Returned with amendments.

House Bill No. 1263
Returned with amendments.

House Bill No. 1272
Returned with amendments.

House Bill No. 1279
Returned with amendments.

House Bill No. 1320
Returned with amendments.

House Bill No. 1362
Returned with amendments.

House Bill No. 1378
Returned with amendments.

House Bill No. 1471
Returned without amendments.

House Bill No. 1473
Returned with amendments.

House Bill No. 1500
Returned with amendments.

House Bill No. 1512
Returned with amendments.

House Bill No. 1540
Returned with amendments.

House Bill No. 1614
Returned without amendments.

House Bill No. 1625
Returned with amendments.

House Bill No. 1647
Returned with amendments.

House Bill No. 1670
Returned without amendments.

House Bill No. 1674
Returned without amendments.

House Bill No. 1696
Returned without amendments.

House Bill No. 1705
Returned without amendments.

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House Bill No. 1743
Returned with amendments.

House Bill No. 1782
Returned without amendments.

House Bill No. 1791
Returned without amendments.

House Bill No. 1901
Returned without amendments.

House Bill No. 1930
Returned with amendments.

House Bill No. 1933
Returned without amendments.

House Bill No. 1955
Returned without amendments.

House Bill No. 1976
Returned without amendments.

House Bill No. 2018
Returned with amendments.

House Bill No. 2022
Returned without amendments.

House Bill No. 2035
Returned without amendments.

House Bill No. 2037
Returned without amendments.

House Bill No. 2051
Returned with amendments.

House Bill No. 2052
Returned with amendments.

House Bill No. 2055
Returned with amendments.

House Bill No. 2056
Returned with amendments.

House Bill No. 2076
Returned with amendments.

House Bill No. 2079
Returned with amendments.

House Bill No. 2084
Returned with amendments.

House Bill No. 2088
Returned without amendments.

House Bill No. 2097
Returned without amendments.

House Bill No. 2098
Returned without amendments.

House Bill No. 2101
Returned with amendments.

House Bill No. 2106
Returned without amendments.

House Bill No. 2116
Returned without amendments.

House Bill No. 2119
Returned with amendments.

House Bill No. 2121
Returned without amendments.

House Bill No. 2125
Returned with amendments.

House Bill No. 2126
Returned without amendments.

House Bill No. 2137
Returned without amendments.

House Bill No. 2141
Returned without amendments.

House Bill No. 2149
Returned without amendments.

House Bill No. 2161
Returned without amendments.

House Bill No. 2165
Returned with amendments.

House Bill No. 2166
Returned with amendments.

House Bill No. 2167
Returned without amendments.

House Bill No. 2177
Returned with amendments.

House Bill No. 2195
Returned without amendments.

House Bill No. 2197
Returned with amendments.

House Bill No. 2198
Returned without amendments.

House Bill No. 2205
Returned without amendments.

House Bill No. 2206
Returned without amendments.

House Bill No. 2208
Returned with amendments.

House Bill No. 2213
Returned without amendments.

House Bill No. 2226
Returned with amendments.

House Bill No. 2228
Returned with amendments.

House Bill No. 2230
Returned with amendments.

House Bill No. 2235
Returned without amendments.

House Bill No. 2256
Returned without amendments.

House Bill No. 2270
Returned without amendments.

House Bill No. 2274
Returned with amendments.

House Bill No. 2276
Returned without amendments.

House Bill No. 2281
Returned without amendments.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

June 16, 1999

To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 278, 689, 844, 1005, 1011, 1065, 1116, 1038, 1049, 1079, 494, 542, 564, 574, 596, 630, 771, 772, 831, 940, 6, 156, 325, 339, 370, 449, 453, 485, 486, and 487

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

MICHAEL S. BAER, III
Secretary of the Senate

The Senate Bills contained herein were signed by the Speaker of the House.

Privileged Report of the Committee on Enrollment

June 16, 1999

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 55—

BY REPRESENTATIVES FLAVIN, JOHNS, AND STELLY

A RESOLUTION

To urge and request the governor to renegotiate this state's obligation under the federal Social Security Act and particularly Section 218 thereof, with the objective of releasing from participation therein those municipalities whose police departments are covered by both the federal social security system and the Municipal Police Employees' Retirement System; further requests the governor to make it a high state priority to work with this state's congressional delegation to accomplish the same objective through federal legislation, if federal law, rule, or regulation preempts this state's governor from such renegotiation.

HOUSE RESOLUTION NO. 65—

BY REPRESENTATIVE WALSWORTH

A RESOLUTION

To establish a special committee to study and review the creation of a special district in the northeast corner of Louisiana to provide tax incentives for new businesses locating to the district in order to develop and manufacture products for the use of the elderly, which are studied and created by Grambling State University, Louisiana Tech University, and Northeast Louisiana University.

HOUSE RESOLUTION NO. 95—

BY REPRESENTATIVE SCHNEIDER

A RESOLUTION

To express the sincere condolences and heartfelt sorrow of the House of Representatives upon the death of Laurent J. "Chuck" Roger II.

HOUSE RESOLUTION NO. 96—

BY REPRESENTATIVES DOWNER, ALARIO, ALEXANDER, ANSARDI, BARTON, BAUDOUIN, BAYLOR, BOWLER, BRUCE, BRUNEAU, CARTER, CHAISSON, CLARKSON, COPELIN, CRANE, CURTIS, DAMICO, DANIEL, DEVILLE, DEWITT, DIEZ, DOERGE, DONELON, DUPRE, DURAND, FARVE, FAUCHEUX, FLAVIN, FONTENOT, FRITH, FRUGE, GAUTREAUX, GLOVER, GREEN, GUILLORY, HAMMETT, HEATON, HEBERT, HILL, HOLDEN, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, JETSON, JOHNS, KENNARD, KENNEY, LANCASTER, LANDRIEU, LEBLANC, LONG, MARIONNEAUX, MARTINY, MCCAIN, MCCALLUM, MCDONALD, MCMAINS, MICHOT, MITCHELL, MONTGOMERY, MORRELL, MORRISH, MURRAY, NEVERS, ODINET, PERKINS, PIERRE, PINAC, POWELL, PRATT, QUEZAIRE, RIDDLE, ROMERO, SALTER, SCALISE, SCHNEIDER, SCHWEGMANN, SHAW, JACK SMITH, JOHN SMITH, SNEED, STELLY, STRAIN, THERIOT, THOMPSON, THORNHILL, TOOMY, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, WINDHORST, WINSTON, WOOTON, AND WRIGHT

A RESOLUTION

To urge and request the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College, the new chancellor of Louisiana State University in Baton Rouge, Dr. Mark Emmert, and other officials of Louisiana State University to take appropriate action necessary to preserve the old Alumni House on the LSU campus in Baton Rouge and to reject proposals to destroy this historic building or incorporate it in a new bookstore/parking garage structure.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

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June 16, 1999

To the honorable Speaker and Members of the House of Representatives:

I am directed by your Committee on Enrollment to submit the following report:

The following House Bills have been properly enrolled:

HOUSE BILL NO. 301—

BY REPRESENTATIVE LEBLANC

AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary funds, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

HOUSE BILL NO. 899—

BY REPRESENTATIVES HUDSON AND KENNARD

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for the Fiscal Year 1998-1999 to the Department of Public Safety and Corrections-Public Safety Services, office of state police for payment of legal fees incurred by Colonel Kenneth D. Norris and Major R. L. Montgomery in their successful defense of criminal evidence presented against them before the Grand Jury for the Fourteenth Judicial District for the parish of Calcasieu.

HOUSE BILL NO. 1188—

BY REPRESENTATIVES SCHWEGMANN, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, AND WELCH AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, SCHEDLER, AND LANDRY

AN ACT

To amend and reenact R.S. 43:111(A)(8) and to enact R.S. 43:111(A)(9), relative to state advertisements; to provide that the office of community services in the Department of Social Services may expend public funds to advertise for the recruitment of foster or adoptive parents; and to provide for related matters.

HOUSE BILL NO. 1190—

BY REPRESENTATIVES MURRAY, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 46:236.1(A)(4)(a) and (B)(2) and to enact R.S. 46:236.2(D), relative to family and child support programs; to provide that services be made available through the Department of Social Services in non-TANF cases; and to provide for related matters.

HOUSE BILL NO. 1198—

BY REPRESENTATIVES MCMAINS, FRITH, MICHOT, MURRAY, PINAC, NEVERS, POWELL, SCHNEIDER, SCHWEGMANN, TRAVIS, WESTON, WINSTON, AND DANIEL AND SENATORS DARDENNE AND LAMBERT

AN ACT

To amend and reenact R.S. 33:9036, relative to cooperative economic development; to authorize the state or any agency or corporation acting on behalf of the state to undertake cooperative development projects in certain downtown development districts; and to provide for related matters.

HOUSE BILL NO. 1217—

BY REPRESENTATIVES BAYLOR, DUPRE, AND PIERRE

AN ACT

To repeal R.S. 33:2556(1)(d), relative to fire and police civil service; to repeal provisions relative to provisional employees acquiring permanent status in the classified service.

HOUSE BILL NO. 1244 (Duplicate of Senate Bill No. 929)—

BY REPRESENTATIVE SCHWEGMANN AND SENATOR JOHNSON AND COAUTHORED BY REPRESENTATIVES COPELIN AND MURRAY

AN ACT

To amend and reenact R.S. 47:1992(F)(2)(b) and (c), relative to the assessment of movable and immovable property in Orleans Parish; to change the time period for filing a complaint regarding an assessment with the board of review; and to provide for related matters.

HOUSE BILL NO. 1262—

BY REPRESENTATIVES GAUTREAUX, DEWITT, DOWNER, MCMAINS, DIEZ, CRANE, DURAND, HEBERT, LEBLANC, MARIONNEAUX, MCCAIN, QUEZAIRE, JACK SMITH, DANIEL, FAUCHEUX, FRITH, FRUGE, HILL, MICHOT, SCHNEIDER, TRICHE, AND PIERRE AND SENATORS DARDENNE, EWING, BARHAM, SCHEDLER, GREENE, ROMERO, AND SIRACUSA

AN ACT

To amend and reenact R.S. 30:2000.4 and to enact R.S. 30:2000.9 and 2000.10, relative to the Atchafalaya Basin Program; to provide for a capital improvement program; to provide for the operation and maintenance of projects under the capital improvement program; to provide for the powers and duties related thereto; and to provide for related matters.

HOUSE BILL NO. 1275—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:33(B), relative to budgetary controls; to provide for the inclusion in the executive budget of budget requests prepared by the commissioner of administration on behalf of delinquent budget units; and to provide for related matters.

HOUSE BILL NO. 1293—

BY REPRESENTATIVE KENNARD

AN ACT

To amend and reenact Code of Criminal Procedure Article 646, relative to examination of criminal defendants by experts; to provide for an independent examination by a physician or mental health expert; and to provide for related matters.

HOUSE BILL NO. 1302—

BY REPRESENTATIVES STELLY AND FLAVIN

AN ACT

To amend and reenact R.S. 40:1501.4, relative to Calcasieu Parish fire protection districts; to provide that whenever an area served by a fire protection district is annexed into a municipality, if a portion of the ad valorem tax avails is pledged to the retirement of indebtedness, that portion of the ad valorem tax shall not be abated; and to provide for related matters.

HOUSE BILL NO. 1340—

BY REPRESENTATIVE WIGGINS AND SENATORS DYESS AND LANDRY

AN ACT

To enact R.S. 40:2009.13(F), relative to abuse, neglect, and violations of laws, standards, rules, regulations, and orders relating to health care providers; to provide for information on complaints or allegations related to a health care provider; to require the Department of Health and Hospitals to refer certain reports to professional licensing boards; and to provide for related matters.

HOUSE BILL NO. 1503—

BY REPRESENTATIVES THOMPSON, KENNEY, LONG, McDONALD, ALARIO, ALEXANDER, ANSARDI, BARTON, BAYLOR, BRUCE, CARTER, COPELIN, CRANE, CURTIS, DAMICO, DEWITT, DIEZ, DUPRE, DURAND, FAUCHEUX, FONTENOT, FRITH, HILL, HOPKINS, HUDSON, HUNTER, ILES, JENKINS, KENNARD, LANDRIEU, MCCAIN, MCCALLUM, MCMAINS, MONTGOMERY, MURRAY, NEVERS, PERKINS, PRATT, RIDDLE, TRAVIS, TRICHE, WADDELL, WALSWORTH, WARNER, WELCH, WESTON, WIGGINS, WILKERSON, WILLARD, AND WRIGHT

AN ACT

To enact R.S. 17:10.2(D), to permit city and parish school boards to establish and implement incentive compensation programs for board employees providing for monetary awards; to provide for written policies and procedures; to provide for applicability; to provide guidelines for determining performance; to provide definitions; to provide relative to such monetary awards and other employee rights and benefits; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 1505—

BY REPRESENTATIVES NEVERS AND POWELL AND SENATOR THOMAS

AN ACT

To enact R.S. 33:2711.15, relative to municipal sales and use taxes; to authorize the governing body of the city of Bogalusa to levy and collect an additional sales and use tax, subject to voter approval; and to provide for related matters.

HOUSE BILL NO. 1596—

BY REPRESENTATIVE WINDHORST
AN ACT

To amend and reenact R.S. 24:11, relative to legislative procedure; to provide for the form of a legislative petition for an extraordinary session of the legislature; to provide for the timing of such an extraordinary session; and to provide for related matters.

HOUSE BILL NO. 1598—

BY REPRESENTATIVE MONTGOMERY
AN ACT

To amend and reenact R.S. 33:2495(B)(2) and 2555(B)(2), relative to fire and police civil service; to provide relative to the formal training required of certain entry level employees; and to provide for related matters.

HOUSE BILL NO. 1599—

BY REPRESENTATIVE WINSTON
AN ACT

To enact R.S. 11:2218(J), relative to the Municipal Police Employees' Retirement System, but only applicable to members whose employing municipality elects coverage; to provide with respect to service credit and benefits; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1601—

BY REPRESENTATIVE MCDONALD
AN ACT

To enact R.S. 33:4574(A)(2)(oo) and 4574.1-A(A)(1)(oo), relative to the creation of tourist commissions for certain parishes; to create tourist commissions composed of all the territory in certain parishes as special districts to promote tourism within their jurisdictions; to provide for the authority to levy hotel occupancy taxes for the operation of the tourist commissions; and to provide for related matters.

HOUSE BILL NO. 1614—

BY REPRESENTATIVE PRATT AND SENATOR HOLLIS
AN ACT

To amend and reenact R.S. 17:434(A), relative to planning time for certain teachers; to require planning time and lunch periods for all public school teachers; to provide for effectiveness and funding; and to provide for related matters.

HOUSE BILL NO. 1644—

BY REPRESENTATIVES BRUNEAU, WINDHORST, HUDSON, AND MURRAY

AN ACT

To enact R.S. 27:114, relative to riverboat gaming; to provide that electronic gaming devices on licensed riverboats shall be linked by telecommunication to a central computer system for purposes

of monitoring and reading device activities; to provide for the assessment and collection of fees; to provide for the adoption of rules; and to provide for related matters.

HOUSE BILL NO. 1660—

BY REPRESENTATIVES CARTER AND TRAVIS
AN ACT

To amend and reenact R.S. 41:1081(A) and 1089, to enact R.S. 36:409(K) and Chapter 23 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2501 through 2505, and to repeal R.S. 36:259(N), relative to the creation of the Interagency Recreation Board; to create the board in the Department of Public Safety and Corrections; to provide for the powers, duties, functions, authority, and responsibilities of the board and the power and authority of the department; to authorize the board to construct, maintain, and operate certain recreational facilities on state land to provide recreation for state employees, patients at state institutions in rural areas, and citizens of Louisiana; to provide training and rehabilitation for inmates under the jurisdiction of the Department of Public Safety and Corrections; to provide for planning for and monitoring of the effectiveness of the facilities by the board; to authorize the transfer of the supervision, management, and use of certain state-owned lands, including timber, to the board; to authorize the board to sell timber on lands under its jurisdiction and to provide procedures therefor, including provisions for the use of the proceeds thereof for board purposes; to create and provide for the Interagency Recreation Board fund; to authorize the board to contract for maintenance and management of facilities as necessary or appropriate to implement its purposes and functions; and to provide for related matters.

HOUSE BILL NO. 1686—

BY REPRESENTATIVE GLOVER
AN ACT

To enact R.S. 38:2233.3, relative to the small business procurement act; to provide for certain set-asides for economically disadvantaged businesses providing goods and services to the city of Shreveport; and to provide for related matters.

HOUSE BILL NO. 1691—

BY REPRESENTATIVES LANCASTER, FONTENOT, SCALISE, MONTGOMERY, WADDELL, WALSWORTH, AND JENKINS AND SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 44:31, 32(D), and 35(E)(2) and to enact R.S. 44:31.2 and 35(F), relative to public records; to declare the responsibility of a custodian to provide access to public records; to provide that the burden of proving a record cannot be disclosed rests with the custodian; to require the attorney general to establish a public records awareness program; to provide for the requirement of written notification to a requester; to limit the amount of attorney fees in certain actions involving access to records; and to provide for related matters.

HOUSE BILL NO. 1696—

BY REPRESENTATIVES LEBLANC, DEWITT, DOWNER, MCMAINS, DIEZ, AND CRANE AND SENATORS HAINKEL, DARDENNE, EWING, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 39:1484(16) and (18), relative to professional, personal, consulting, and social services procurement; to expand the definition of personal services and professional services; and to provide for related matters.

HOUSE BILL NO. 1708—

BY REPRESENTATIVE WIGGINS
AN ACT

To amend and reenact R.S. 37:1105(E), 1110(A), and 1112(A) and (B) and to repeal R.S. 37:1106(C), relative to the Louisiana Mental Health Counselor Licensing Act; to provide for

investigations of violations by the Louisiana Licensed Professional Counselor Board of Examiners; to provide for grounds for said board to withhold, deny, revoke, or suspend a license issued by or applied for to said board or otherwise discipline a licensee or applicant; to provide for the vote required to withhold, deny, revoke, or suspend a license issued by or applied for to said board or otherwise discipline a licensee or applicant; to provide for grounds for said board to seek and for the courts to grant injunctions; to delete provisions related to the payment of costs associated with disciplinary actions; and to provide for related matters.

HOUSE BILL NO. 1716—

BY REPRESENTATIVES LANCASTER, FONTENOT, WADDELL, AND WALSWORTH

AN ACT

To amend and reenact R.S. 24:522(H) and to repeal Part XIV of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:366.1 through 366.6, relative to incentive plans for state employees; to repeal the Incentive Plans for Economy in State Government program; to provide for the incentive program to be used to encourage involvement in the Louisiana Performance Audit Program; and to provide for related matters.

HOUSE BILL NO. 1724—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 36:312(A), R.S. 39:134(C) and 1484(4)(b), and R.S. 46:2664(E)(3) and to repeal Part V of Chapter 2 of Title 24 of the Louisiana Revised Statutes of 1950, comprised of R.S. 24:141, and R.S. 39:136 and 1554(G)(1) and R.S. 45:803, relative to the Joint Legislative Committee on the Budget; to delete certain obsolete and nonessential duties of the committee; and to provide for related matters.

HOUSE BILL NO. 1734—

BY REPRESENTATIVE PIERRE

AN ACT

To amend and reenact R.S. 33:2586, relative to fire and police civil service; to provide relative to incentive pay; and to provide for related matters.

HOUSE BILL NO. 1762—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 24:522(C)(introductory paragraph) and (10), R.S. 39:31(C)(8), 87.3(A) and (C), and 87.4(A)(3) and to enact R.S. 39:2(46) and (47), relative to performance-based budgeting; to provide relative to evaluation methods; to define certain terms; to provide with respect to certain reporting dates; and to provide for related matters.

HOUSE BILL NO. 1801—

BY REPRESENTATIVE MCDONALD

AN ACT

To enact Children's Code Art. 672.1, relative to notification to local educational agencies regarding licensure of certain facilities for children of school age; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1851—

BY REPRESENTATIVE PIERRE

AN ACT

To enact R.S. 33:2494(G), relative to fire and police civil service; to require that certain vacancies in classified positions be filled within a specified time period; and to provide for related matters.

HOUSE BILL NO. 1877—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 24:522(B) and (G) and to enact Part I-A of Chapter 2 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:81 through 85, and R.S. 24:522(J), relative to judicial budget and performance accountability; to provide for the strategic planning process of the supreme court, appellate courts, district courts, and other courts; to provide for performance information provisions relative to the several courts; to provide for performance information reporting; to provide relative to certain budgetary requirements; and to provide for related matters.

HOUSE BILL NO. 1883—

BY REPRESENTATIVES PIERRE AND DUPRE

AN ACT

To amend and reenact R.S. 33:2476(C)(2) and 2536(C)(2), relative to fire and police civil service; to provide relative to membership on local civil service boards; to provide relative to nominations made by the executive head of an institution of higher education; and to provide for related matters.

HOUSE BILL NO. 1901—

BY REPRESENTATIVES WESTON, DURAND, GLOVER, GUILLORY, MITCHELL, WILKERSON, BAUDOUIN, BRUCE, MURRAY, PRATT, AND TRICHE AND SENATORS BAJOEI, DYESS, HINES, IRONS, AND LANDRY

AN ACT

To enact R.S. 46:237, relative to grandparent and kinship care; to establish the Grandparent Subsidy Program in the office of family support of the Department of Social Services; to establish eligibility requirements for the program; to authorize the office of family support to promulgate rules to implement the program; and to provide for related matters.

HOUSE BILL NO. 1933—

BY REPRESENTATIVES DIEZ, DEWITT, DOWNER, MCMAINS, AND CRANE AND SENATORS DARDENNE, EWING, HAINKEL, BARHAM, AND SCHEDLER

AN ACT

To amend and reenact R.S. 34:962(B)(2), (3), and (4), 991.1(B)(4), and 1049(B)(1) through (4) and to enact R.S. 34:962(C), 991.1(C), and 1049(C), relative to river pilots; to provide for the submission of annual reports; to provide for submission of accident reports involving state property; and to provide for related matters.

HOUSE BILL NO. 1955—

BY REPRESENTATIVES HUNTER AND MARIONNEAUX

AN ACT

To enact R.S. 17:164.2, relative to school buses used to transport students; to require that certain buses be equipped with occupant restraint systems; to provide relative to rules and regulations of the State Board of Elementary and Secondary Education; to provide relative to compliance and funding; and to provide for related matters.

HOUSE BILL NO. 1976—

BY REPRESENTATIVE HUNTER

AN ACT

To enact R.S. 33:2212(G), relative to employees of a municipal police department; to provide for a salary increase for members of the police department of the city of Monroe; and to provide for related matters.

HOUSE BILL NO. 2035—

BY REPRESENTATIVES WINDHORST AND LANDRIEU

AN ACT

To amend and reenact R.S. 15:150(C)(1) and 151.2(E) and to enact R.S. 15:149.1, 151.5, and 151.6, relative to legal representation of indigent defendants; to provide for such representation in

certain cases; to provide for powers of the Indigent Defense Assistance Board; to provide for method of appointment of counsel; to provide for applicable time periods; and to provide for related matters.

HOUSE BILL NO. 2088—

BY REPRESENTATIVE STELLY

AN ACT

To enact R.S. 33:102.1, relative to the regulation of amateur radio antennas; to provide that no parish or municipality may enact or enforce an ordinance or regulation that is in conflict with the ruling of the Federal Communications Commission or other regulations related to amateur radio service adopted under federal law; and to provide for related matters.

HOUSE BILL NO. 2098—

BY REPRESENTATIVE TOOMY

AN ACT

To amend and reenact R.S. 17:3217.2(D), to provide relative to the operation of vending stands, vending machines, and other concessions at Delgado Community College, including limitations on fees, service charges, or other operating costs; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 2106—

BY REPRESENTATIVES WALSWORTH, TRICHE, AND WELCH AND SENATOR ELLINGTON

AN ACT

To amend and reenact R.S. 29:288, relative to veterans affairs; to provide educational benefits for children of certain veterans; to provide conditions and for certain determinations; and to provide for related matters.

HOUSE BILL NO. 2121—

BY REPRESENTATIVE BAUDOUIN

AN ACT

To enact R.S. 33:4875.1, relative to the exercise of police powers by local governmental subdivisions; to authorize parish and municipal governing authorities to adopt ordinances regulating the enclosure of swimming pools; and to provide for related matters.

HOUSE BILL NO. 2126—

BY REPRESENTATIVE JOHNS

AN ACT

To amend and reenact R.S. 37:1171(6) and 1192, relative to pharmacy personnel; to change the provisions related to qualified assistants; to provide for pharmacy technicians; and to provide for related matters.

HOUSE BILL NO. 2137—

BY REPRESENTATIVE LEBLANC

AN ACT

To amend and reenact R.S. 39:31(F), R.S. 51:2380(D), 2381(A), and 2382(B)(6) and to enact R.S. 39:31(A)(3) and R.S. 51:2383(A)(12), relative to executive branch strategic and operational plans; to provide for information used by departments to develop strategic and operational plans for budget development purposes; to provide for reporting requirements and submission deadlines of certain master plans; and to provide for related matters.

HOUSE BILL NO. 2149—

BY REPRESENTATIVE TRICHE AND SENATOR LANDRY

AN ACT

To amend and reenact R.S. 28:757 and R.S. 36:259(L), to provide with respect to personnel matters of the Louisiana State Planning Council on Developmental Disabilities; to provide for the appointing authority of the council; and to provide for related matters.

HOUSE BILL NO. 2161—

BY REPRESENTATIVE JOHN SMITH

AN ACT

To amend and reenact R.S. 56:797(C) and 798(B), relative to investment of certain special funds; to authorize investment of the Rockefeller Wildlife Refuge Trust and Protection Fund and the Russell Sage or Marsh Island Refuge Fund in stocks, bonds, and certain government securities; and to provide for related matters.

HOUSE BILL NO. 2167—

BY REPRESENTATIVE WELCH

AN ACT

To enact R.S. 14:93.4(C), relative to the crime of exploitation of the infirmed; to provide that a person convicted of the offense or who enters a plea agreement for the offense shall be prohibited from having access to any aged or disabled person's power of attorney, guardianship, assets, or property; and to provide for related matters.

HOUSE BILL NO. 2205—

BY REPRESENTATIVE LANCASTER

AN ACT

To enact Chapter 29 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:9061, relative to neighborhood improvement districts; to authorize the governing authority of Jefferson Parish to create a special district for security purposes in the Ferran Place-Courtland Heights area in Metairie; to provide for the creation and governance of the district as provided by the parish home rule charter; to require voter approval of any district tax or parcel fee; and to provide for related matters.

HOUSE BILL NO. 2206—

BY REPRESENTATIVES LANCASTER, MONTGOMERY, AND WALSWORTH

AN ACT

To amend and reenact R.S. 49:964(A) and 992(B)(3), relative to administrative procedure; to provide that certain governmental agencies and other related persons shall not be entitled to judicial review of certain adjudications; to provide for the effectiveness of the provisions; and to provide for related matters.

HOUSE BILL NO. 2213—

BY REPRESENTATIVE MCDONALD AND SENATOR GREENE

AN ACT

To amend and reenact R.S. 15:587.1(B) and (D) and R.S. 17:15, relative to the provision of information to protect children; to authorize the State Board of Elementary and Secondary Education to establish certain requirements and procedures for the state Department of Education to request and obtain specified criminal history background information on applicants for, or recipients of, any certificate or license issued by the department or by the board in accordance with state law or board policy; to provide for the duties and responsibilities of the Louisiana Bureau of Criminal Identification and Information relative to requests required by law from educational entities for individual criminal history information; to provide for the payment of processing fees; to provide for the submission of certain records by school principals to the state superintendent of education regarding the placement of certain persons in any position of supervisory or disciplinary authority over school children; to provide for the submission of certain records by public school superintendents to the state superintendent of education regarding the dismissal of teachers and other school employees as required by law for specified reasons and any reemployment of such persons; to provide definitions; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 2235—

BY REPRESENTATIVE HOLDEN

AN ACT

To enact R.S. 33:4574(G), relative to tourist commissions; to authorize tourist commissions to enter into contracts for the employment of an executive director; to provide the terms of the contract; and to provide for related matters.

HOUSE BILL NO. 2256—

BY REPRESENTATIVE WINSTON

AN ACT

To enact Part L-IV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.151, relative to child advocacy centers; to establish the Child Advocacy Center Support Fund; to provide for the deposit of monies into the fund; to provide for uses of monies in the fund; and to provide for related matters.

HOUSE BILL NO. 2270 (Substitute for House Bill No. 2114 by Representative Montgomery)—

BY REPRESENTATIVE MONTGOMERY

AN ACT

To amend and reenact R.S. 44:3(A)(4)(b)(i), relative to public records; to provide with respect to the contents of initial reports of investigations of complaints; and to provide for related matters.

HOUSE BILL NO. 2276 (Substitute for House Bill No. 1966 by Representative Wiggins)—

BY REPRESENTATIVE WIGGINS AND SENATOR ELLINGTON

AN ACT

To enact R.S. 33:2740.46, relative to the city of Pineville; to create the Pineville Downtown Development District; to provide relative to the governance of such district; to provide for the authority of the district, including the preparation of redevelopment plans and the execution of redevelopment programs; to provide relative to funds for the district including funds from taxes, contributions, and the issuance of bonds; and to provide for related matters.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

**Introduction of Resolutions,
House and House Concurrent**

The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:

HOUSE RESOLUTION NO. 97—

BY REPRESENTATIVE FARVE

A RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals and the Louisiana State University Medical Center, health care services division, to take actions necessary to provide for the utilization of the hyperbaric chamber at the Medical Center of Louisiana - New Orleans for nonemergency treatments, including for healing of wounds to avoid amputation.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 98—

BY REPRESENTATIVE POWELL

A RESOLUTION

To urge and request local building permit offices throughout the state to issue blue placards to owners of property who supervise the work on their property and who are, in effect, acting as contractors, and to urge and request financial institutions to require a copy of the builder's license and building contract from the owner of the property when taking a residential construction loan or interim financing loan application.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 99—

BY REPRESENTATIVE HEBERT

A RESOLUTION

To urge and request any board, commission, department, division, agency, office, or other entity within the executive, judicial, or legislative branch of state government when utilizing voice mail to require their staff to employ courteous practices, to have an employee answer the telephone when possible, and to provide for a method by which a caller can "opt out" of the voice mail system and reach the switchboard when an employee is not able to answer the telephone.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 100—

BY REPRESENTATIVE MURRAY

A RESOLUTION

To express the condolences and heartfelt sorrow of the House of Representatives of the Legislature of Louisiana to the family of David Lee "Lil Dave" Lewis II.

Read by title.

On motion of Rep. Murray, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 101—

BY REPRESENTATIVE WELCH

A RESOLUTION

To commend the Louisiana Leadership Institute, its director, Amanda Larkins, and those seniors participating in the program.

Read by title.

On motion of Rep. Welch, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 102—

BY REPRESENTATIVE FARVE

A RESOLUTION

To request that the House Committee on Administration of Criminal Justice study the use of amnesty for reducing drug-related crimes.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 103—

BY REPRESENTATIVE FAUCHEUX

A RESOLUTION

To urge and request that the Department of Insurance and the Department of Health and Hospitals study the availability of health and hospitalization insurance in the river parishes.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 104—

BY REPRESENTATIVE GLOVER

A RESOLUTION

To urge and request each public postsecondary education management board to establish special tuition and attendance fee amounts for nonresident students attending institutions at which nonresident students comprise twenty percent or more of the institution's enrollment and to provide, notwithstanding the authority granted by R.S. 17:3351(A)(5)(b), that such amounts shall not exceed the tuition and attendance fee amounts established for students at the institution who are Louisiana residents by more than ten percent.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 105—

BY REPRESENTATIVES BARTON, ALARIO, ANSARDI, BAYLOR, BOWLER, COPELIN, GLOVER, HEATON, HOPKINS, LANCASTER, MARTINY, MONTGOMERY, MURRAY, PRATT, ROMERO, STELLY, TRAVIS, AND WADDELL

A RESOLUTION

To direct the Louisiana Gaming Control Board not to prohibit donations from gaming licensees or permittees to public, private or parochial elementary or secondary schools or youth groups and to direct the House Committee on Administration of Criminal Justice not to approve any rules which would prohibit such a donation.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 330—

BY REPRESENTATIVES BOWLER, BAUDOUIN, BRUCE, WINSTON, ILES, SNEED, SCHWEGMANN, AND CLARKSON

A CONCURRENT RESOLUTION

To commend the United States and the United Nations on their work to eliminate discrimination against women and to urge and request this work be continued with an emphasis on ensuring that the principles embodied in the Constitution of the United States are given the weight they deserve in the decision of whether to ratify the Convention on the Elimination of Discrimination Against Women and in all other endeavors to achieve gender equity.

Read by title.

On motion of Rep. Bowler, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 331—

BY REPRESENTATIVES COPELIN, BAYLOR, CURTIS, FARVE, GREEN, GLOVER, GUILLORY, HOLDEN, HUDSON, HUNTER, JETSON, MORRELL, MURRAY, PIERRE, PRATT, QUEZAIRE, WELCH, WESTON, WILKERSON, AND WILLARD AND SENATORS BAJIOIE, BOISSIERE, CRAVINS, C. FIELDS, W. FIELDS, IRONS, JOHNSON, JONES, AND TARVER

A CONCURRENT RESOLUTION

To commend and express appreciation to the Honorable Danny R. Mitchell, Sr., for his outstanding service and dedication to the Legislature of Louisiana, House of Representatives, to the people of his district, and to the citizens of Louisiana.

Read by title.

On motion of Rep. Copelin, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 332—

BY REPRESENTATIVE PRATT

A CONCURRENT RESOLUTION

To urge and request each of the state public postsecondary management boards to require institutions to provide information to incoming freshmen and transfer students to increase awareness of the occurrence of date rape, and to designate September twenty-fourth through September thirtieth of each year as "Date Rape Awareness Week".

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 333—

BY REPRESENTATIVES COPELIN, BAYLOR, CURTIS, FARVE, GREEN, GLOVER, GUILLORY, HOLDEN, HUDSON, HUNTER, JETSON, MITCHELL, MORRELL, MURRAY, PIERRE, PRATT, QUEZAIRE, WELCH, WESTON, WILKERSON, AND WILLARD AND SENATORS BAJIOIE, BOISSIERE, CRAVINS, C. FIELDS, W. FIELDS, IRONS, JOHNSON, JONES, AND TARVER

A CONCURRENT RESOLUTION

To express the sincere condolences and heartfelt sorrow of the Legislature of Louisiana upon the death of Albert "Smitty" Smith, long-time St. Tammany Parish School Board member and activist.

Read by title.

On motion of Rep. Copelin, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 334—

BY REPRESENTATIVES MURRAY AND FARVE

A CONCURRENT RESOLUTION

To urge and request the Orleans Parish Landmark Commission to consider designating 917 North Tonti Street, New Orleans, Louisiana 70119 as an historic landmark.

Read by title.

Lies over under the rules.

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HOUSE CONCURRENT RESOLUTION NO. 335—

BY REPRESENTATIVES WALSWORTH, ALEXANDER, HUNTER,
KENNEY, MCDONALD, THOMPSON, AND WRIGHT
A CONCURRENT RESOLUTION

To commend Delta Airlines for its seventy years of successful passenger airline service and its innovative thought and foresight in the airline passenger service industry.

Read by title.

On motion of Rep. Walsworth, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 336—

BY REPRESENTATIVE FAUCHEUX
A CONCURRENT RESOLUTION

To urge and request that the Department of Insurance and the Department of Health and Hospitals study the availability of health and hospitalization insurance in the river parishes.

Read by title.

Lies over under the rules.

Leave of Absence

Rep. Strain- 1 day

Adjournment

On motion of Rep. Thornhill, at 7:10 P.M., the House agreed to adjourn until Thursday, June 17, 1999, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Thursday, June 17, 1999.

ALFRED W. SPEER
Clerk of the House

C. Wayne Hays
Journal Clerk, *Emeritus*

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